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APPLICATION OF MSEC §  
 ENTERPRISES, INC. TO AMEND A §  
 SEWER CERTIFICATE OF §  
 CONVENIENCE AND NECESSITY IN §  
 MONTGOMERY COUNTY §

PUBLIC UTILITY COMMISSION  
 OF TEXAS  
 PUBLIC UTILITY COMMISSION  
 FILING CLERK

2016 OCT 5 PM 12:10

**ORDER NO. 1  
 REQUIRING COMMENTS ON ADMINISTRATIVE COMPLETENESS AND NOTICE;  
 REQUESTING PROCEDURAL SCHEDULE;  
 ADDRESSING OTHER PROCEDURAL MATTERS**

**I. Application**

On September 29, 2016, MSEC Enterprises, Inc. filed an application to amend its sewer certificate of convenience and necessity (CCN) no. 20984 in Montgomery County. The total area requested includes approximately 38 acres of land and no current customers.

**II. Requiring Comments on the Administrative Completeness of Application and Proposed Notice**

On or before **October 28, 2016**, Commission Staff shall file comments on the administrative completeness of the application and proposed notice.<sup>1</sup> No later than **October 28, 2016**, MSEC and Commission Staff shall file comments/recommendation regarding how this petition should be processed and propose a procedural schedule. Notice of this application will appear in the October 14, 2016, issue of the *Texas Register*.

**III. Discovery**

Discovery may proceed informally; however, objections to Requests for Information (RFIs) must be filed and served within 10 days of receiving the RFI. Objections shall include a statement that negotiations were conducted diligently and in good faith. If the parties are unable to resolve a discovery dispute, a motion to compel a response to an RFI must be filed and served within five (5) working days of receipt of an objection. The motion to compel shall specify the grounds for the motion.

<sup>1</sup> 16 Tex. Admin. Code § 24.8(a) (TAC).

#### IV. Filings

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission filing clerk according to 16 TAC § 22.71. A copy of each document filed with the Commission must also be served on all parties as provided in 16 TAC § 22.74. All filings can be accessed on the PUC Interchange, <http://interchange.puc.texas.gov>.


All parties shall provide their current addresses, telephone and facsimile numbers, if available, to all other parties and the Commission by filing and serving all parties with such information. Each party shall provide the Commission and all parties with updated address, telephone, and facsimile information if such information changes. The telephone and facsimile numbers will be placed on the service list for the convenience of the parties. Parties are responsible for updating their own service lists to reflect changed information and the addition of any other parties.

#### V. Ex Parte Communications

Pursuant to 16 TAC § 22.3(b)(2) *ex parte* communications with the administrative law judges and presiding officer (collectively, ALJs) are prohibited. Parties shall communicate with the ALJs only through written documents filed with the Commission's Filing Clerk and served on all parties. Questions concerning this order or any other order must be submitted in writing, filed with the Commission, and served on all parties of record.

SIGNED AT AUSTIN, TEXAS the 5<sup>th</sup> day of October 2016.

PUBLIC UTILITY COMMISSION OF TEXAS

  
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STEPHANIE FRAZZELL  
ADMINISTRATIVE LAW JUDGE