



Control Number: 46441



Item Number: 13

Addendum StartPage: 0

APPLICATION OF TERRA §
SOUTHWEST, INC. TO AMEND A §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY IN DENTON §
COUNTY §

PUBLIC UTILITY COMMISSION

OF TEXAS

RECEIVED
2017 APR -4 PM 2:06
PUBLIC UTILITY COMMISSION
FILING CLERK

STAFF'S MOTION TO AMEND THE PROCEDURAL SCHEDULE

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Motion to Amend the Procedural Schedule. In support thereof, Staff would show the following:

I. Background

On October 14, 2016, Terra Southwest, Inc. (Terra) filed an application to amend its water certificate of convenience (CCN) No. 11608 in Denton County, Texas. On January 10, 2016, the Administrative Law Judge (ALJ) issued Order No. 3 requiring Staff to file a final recommendation by April 4, 2017. Therefore, this motion is timely filed.

IV. Proposed Procedural Schedule

The Texas Commission on Environmental Quality (TCEQ) lists Terra has having an unresolved violation. Staff cannot issue a final recommendation approving the CCN amendment until Terra provides proof from the TCEQ that this violation has been resolved. After conferring with Terra's representative, the Staff recommends the procedural schedule be modified as follows:

Event	Date
Terra's deadline to file proof from TCEQ that its outstanding violation has been resolved.	July 6, 2017
Staff's deadline to issue final recommendation	Ten (10) days after Terra files proof of resolution

V. Conclusion

Staff recommends that the proposed procedural schedule be adopted.

13

PUBLIC UTILITY COMMISSION
LEGAL DIVISION

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney



Landon J. Lill
State Bar No. 24092700
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7228
(512) 936-7268 (facsimile)
Landon.lill@puc.texas.gov

P.U.C. DOCKET NO. 46441

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on April 4, 2016, in accordance with P.U.C. Procedural Rule 22.74.



Landon J. Lill