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APPLICATION OF CITY OF LUCAS §
TO AMEND A CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
COLLIN COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS
PUBLIC UTILITY COMMISSION
FILING CLERK

ORDER NO. 4

**FINDING APPLICATION REMAINS INCOMPLETE AND DEFICIENT,
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE**

This Order addresses Commission Staff's April 26, 2017, supplemental recommendation that the City of Lucas' application to amend its water certificate of convenience and necessity in Collin County remains deficient and incomplete. This application was deemed deficient on December 13, 2016 and again on February 21, 2017. Lucas has not supplemented/amended the application to cure the deficiencies that have been identified by Commission Staff.

Commission Staff continues to recommend that the application remains administratively incomplete because it contains material deficiencies, as specifically described in Commission Staff's December 9, 2016, February 14, 2017 and April 26, 2017 pleadings and the memorandum attached to the December 9, 2016 pleading by Jolie Mathis and Gary Horton in the Commission's Water Utility Regulation Division. Commission Staff also continues to propose that Lucas be given an opportunity to cure the deficiencies that have been identified. In this case, Commission Staff proposed until May 26, 2017, for Lucas to cure the deficiencies and requests that Commission Staff be given until June 23, 2017 to file a supplemental recommendation on this application.

Consistent with Commission Staff's recommendation, Lucas' application remains administratively incomplete and deficient. Applications are not considered filed until a determination of administrative completeness is made;¹ therefore, at this time, this application is not considered filed with the Commission.

On or before **May 26, 2017**, Lucas shall amend its application to cure the deficiencies identified by Commission Staff. Processing of the application cannot proceed until the requested items are received and reviewed. On or before **June 23, 2017**, Commission Staff shall file a

¹ 16 Texas Administrative Code § 24.8(a).

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supplemental recommendation on this application. Lucas is advised that if it does not supplement and/or amend the application as required in this Order, dismissal is possible.

Signed at Austin, Texas on the 1ST day of May 2017.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, reading "Susan E. Goodson", written over a horizontal line.

SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE