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DOCKET NO. 46727

**APPLICATION OF H-M-W SPECIAL
UTILITY DISTRICT TO AMEND A
WATER CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
MONTGOMERY COUNTY**

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PUBLIC UTILITY COMMISSION

OF TEXAS

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**ORDER NO. 5
NOTICE REMAINS DEFICIENT,
ESTABLISHING DEADLINES FOR OPPORTUNITY TO CURE**

This Order addresses Commission Staff's June 5, 2017 supplemental recommendation on notice. Commission Staff filed comments stating the notice remains deficient and requested the applicant file a signed and notarized affidavit including which affected parties received notice. Commission Staff added that the applicant must provide consent from several entities listed in Staff's recommendation since the requested area overlaps their corporate limits or CCN boundaries. Commission Staff proposed the applicant be given until July 5, 2017 to file supplemental documents.

Consistent with Commission Staff's recommendation, notice is deemed deficient and administratively incomplete. On or before July 5, 2017, the applicant shall file an Affidavit of Notice to Neighboring Utilities, Landowners and Affected Parties to meet notice requirements and file consent from the entities listed in Commission Staff's recommendation. Commission Staff shall file a supplemental recommendation on sufficiency of the application and propose a procedural schedule, if appropriate, no later than 20 days after receiving supplemental documents from the applicant.

Signed at Austin, Texas the 13th day of June 2017.

PUBLIC UTILITY COMMISSION OF TEXAS



JEFFREY J. HUHN
ADMINISTRATIVE LAW JUDGE