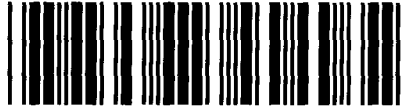


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Item Number: 6

Addendum StartPage: 0

DOCKET NO. 46808

RECEIVED

APPLICATION OF THE CITY OF FORT §  
WORTH TO AMEND A WATER §  
CERTIFICATE OF CONVENIENCE §  
AND NECESSITY AND TO DECERTIFY §  
A PORTION OF JOHNSON COUNTY §  
SPECIAL UTILITY DISTRICT'S §  
CERTIFICATE OF CONVENIENCE §  
AND NECESSITY IN TARRANT §  
COUNTY §

PUBLIC UTILITY COMMISSION  
OF TEXAS  
FILING CLERK

2017 FEB 27 PM 4:03

**ORDER NO. 2**

**FINDING APPLICATION INCOMPLETE AND DEFICIENT,  
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE,  
REQUIRING CLARIFICATION AND RESTYLING APPLICATION**

This Order addresses Commission Staff's February 24, 2017 recommendations in this application. Commission Staff recommended that the City of Fort Worth's application to amend its water certificate of convenience and necessity (CCN) in Tarrant County be found administratively incomplete for the reasons specified in the pleading and the attached memorandum of Ricky Herrera of the Commission's Water Utility Regulation Division. Commission Staff proposes that Fort Worth be given until March 27, 2017, to address the deficiencies identified by Commission Staff. Commission Staff proposes to file a supplemental recommendation regarding administrative completeness of the amended application on April 26, 2017.

Additionally, Commission Staff stated that Fort Worth indicated that the area for amendment has already been decertified through another Commission proceeding, but did not provide the docket number for that decertification proceeding. Further, Fort Worth's application includes maps and documents relating to decertification of a portion of Johnson County Special Utility District's (JCSUD) CCN, so the area can be transferred from JCSUD to Fort Worth as part of this application, yet this application does not request decertification of JCSUD's CCN. Based on the preceding, Commission Staff recommended that this application be restyled and clarified.

Consistent with Commission Staff's recommendation, this application is administratively incomplete and deficient. Therefore, under 16 Texas Administrative Code § 24.8(a) (TAC), this application is not considered filed with the Commission. Processing of the application cannot

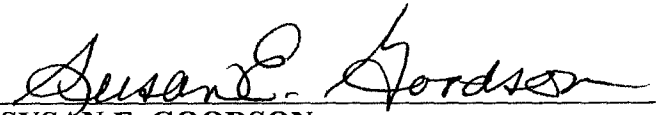
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proceed until the requested items are received and reviewed and the requested clarifications are provided. However, Fort Worth is provided an opportunity to cure the deficiencies and complete this application.

Consistent with the preceding, on or before **March 27, 2017**, Fort Worth shall amend its application to cure the deficiencies described by Commission Staff and provide the clarifications requested in this Order. On or before **April 26, 2017**, Commission Staff shall file a supplemental recommendation regarding administrative completeness of the amended application along with a proposed procedural schedule, if appropriate. Additionally, the style of this proceeding is revised as reflected in this Order

Signed at Austin, Texas the 27<sup>th</sup> day of February 2017.

**PUBLIC UTILITY COMMISSION OF TEXAS**



**SUSAN E. GOODSON**

**ADMINISTRATIVE LAW JUDGE**