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REMAND OF TCEQ APPLICATION §
NO. 37683-C (PETITION FROM TEXAS §
GENERAL LAND OFFICE FOR §
EXPEDITED RELEASE FROM §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY (CCN) NO. 10293 §
HELD BY MAXWELL WATER SUPPLY §
CORPORATION IN HAYS COUNTY, §
TEXAS) §

PUBLIC UTILITY COMMISSION
OF TEXAS

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

I. Application

On August 17, 2017, Maxwell Water Supply Corporation filed a petition for approval of a contract to recertify service area back to Maxwell WSC in accordance with a settlement agreement reached by the parties in an Agreed Order issued by the 201st District Court of Travis County, Texas, returning Texas Commission on Environment Quality (TCEQ) Application No. 37683-C, to the Public Utility Commission of Texas for remand proceedings consistent with the Court's Order. The total area being requested includes approximately 100 acres and zero customers.

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

On or before September 18, 2017, Commission Staff shall file comments on the administrative completeness of the application and proposed notice.¹ By September 18, 2017, applicants and Commission Staff shall file comments/recommendation regarding how this application should be processed and propose a procedural schedule. Notice of this application will appear in the *Texas Register*.

¹ 16 Tex. Admin. Code § 24.8(a) (TAC).

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 working days of receipt of an objection. The motion to compel shall specify the grounds for the motion.

IV. Filings

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission filing clerk.² A copy of each document filed with the Commission must also be served on all parties.³ 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

Ex parte communications with the administrative law judges and presiding officer (collectively, ALJs) are prohibited.⁴ 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.


² 16 TAC § 22.71.

³ 16 TAC § 22.74

⁴ 16 TAC § 22.3(b)(2).

SIGNED AT AUSTIN, TEXAS the 28th day of August 2017.

PUBLIC UTILITY COMMISSION OF TEXAS



IRENE MONTELONGO
DIRECTOR, DOCKET MANAGEMENT