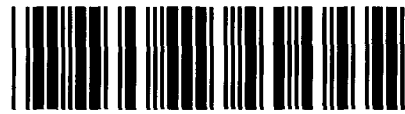




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Addendum StartPage: 0

RECEIVED

APPLICATION OF CITY OF AUBREY §
TO AMEND ITS WATER AND SEWER §
CERTIFICATES OF CONVENIENCE §
AND NECESSITY AND TO §
DECERTIFY A PORTION OF §
MUSTANG SPECIAL UTILITY §
DISTRICT SERVICE AREA (AUBREY §
CREEK ESTATES) §

PUBLIC UTILITY COMMISSION

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PUBLIC UTILITY COMMISSION
OF TEXAS
REGISTRATION CLEAR

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

I. Application

On September 6, 2017 the City of Aubrey filed an application to amend its water certificate of convenience and necessity (CCN) No. 11234 and sewer CCN No. 20491 and to decertify portions of Mustang Special Utility District’s water CCN No. 11856 and sewer CCN No. 20930 in Denton County. The total service area being requested includes approximately 172 acres and 1 current customer. Approximately seventy-five percent of the subject tract is currently in Mustang’s certificated water and sewer service areas, CCN Nos. 11856 and 20930, and will be transferred to Aubrey’s CCN Nos. 11234 and 20491. The other approximately 25% of the subject tract is currently dually-certificated to both Aubrey and Mustang, and will be decertified from Mustang’s CCN Nos. 11856 and 20930.

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

On or before October 6, 2017, Commission Staff shall file comments on the administrative completeness of the application and proposed notice.¹ By October 6, 2017, City of Aubrey 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 (5) 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 parties³ as provided in 16 TAC § 22.74. 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 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.

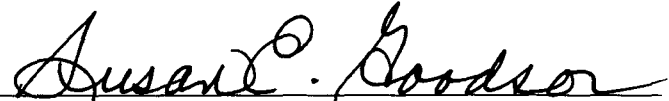
² 16 TAC § 22.71.

³ 16 TAC § 22.74.

⁴ 16 TAC § 22.3(b)(2).

Signed at Austin, Texas the 8th day of September 2017.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON

ADMINISTRATIVE LAW JUDGE

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