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APPLICATION OF MSEC §  
ENTERPRISES, INC. TO AMEND ITS §  
WATER CERTIFICATE OF §  
CONVENIENCE AND NECESSITY IN §  
MONTGOMERY COUNTY §

PUBLIC UTILITY COMMISSION  
OF TEXAS  
FILING CLERK

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

**I. Application**

This Order addresses the June 26, 2018, application of MSEC Enterprises, Inc., (MSEC), to amend water certificate of convenience and necessity 12887 in Montgomery County. The purpose of the requested amendment is to provide water service requested by the landowner in an area with no current retail water utility service. The affected service area requested includes approximately 40 acres and 0 customers.

**II. Applicant Information**

MSEC shall file the following information and supporting documentation on or before July 6, 2018:

1. The legal name and all assumed names, if any, under which the applicant conducts business. If the applicant uses an assumed name, provide a currently valid certificate of assumed name.
2. The form of business in Texas (*e.g.*, corporation, partnership, sole proprietorship). Charter or Authorization number, date business was formed, and date change was made (if applicable).
3. Legal name of parent company, if any, and a description of its primary business interests and the name of any companies affiliated with the applicant with which it does any business. Provide the state and date in which the parent company is registered. (*The Commission requires registration with the Secretary of State for all forms of business, except sole proprietorships.*)

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### III. Requiring Comments on the Administrative Completeness of Application and Proposed Notice

On or before July 26, 2018, Commission Staff shall file comments on the administrative completeness of the application and proposed notice. By July 26, 2018, MSEC and Commission Staff shall file a recommendation regarding how to proceed with this application and propose a procedural schedule. Notice of this application will appear in the *Texas Register*.

### IV. 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.

### V. Filings

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission filing clerk.<sup>1</sup> A copy of each document filed with the Commission must also be served on all parties as provided in Title 16 of the Texas Administrative Code § 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.

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<sup>1</sup> 16 Texas Administrative Code § 22.71 (TAC).

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**VI. Ex Parte Communications**

*Ex parte* communications with the administrative law judges and presiding officer are prohibited.<sup>2</sup> Parties shall communicate with the administrative law judge 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.

Signed at Austin, Texas the 29<sup>th</sup> day of June 2018.

**PUBLIC UTILITY COMMISSION OF TEXAS**

  
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**MAYSON PEARSON**  
**ADMINISTRATIVE LAW JUDGE**

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<sup>2</sup> 16 TAC § 22.3(b)(2).

