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PUC DOCKET NO. 48569

2018 SEP 14 PM 1:15
PUBLIC UTILITY COMMISSION
OF TEXAS
FILE NO. CLERK

APPLICATION OF DENTON §
COUNTY FRESH WATER SUPPLY §
DISTRICT NO. 10 FOR PARTIAL §
DECERTIFICATION OF ITS CCN §
SERVICE AREA AND APPROVAL OF §
A SERVICE AREA CONTRACT WITH §
MUSTANG SPECIAL UTILITY §
DISTRICT UNDER TEXAS WATER §
CODE § 13.248 IN DENTON COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS

**DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 10'S
REQUEST FOR CLARIFICATION OF ORDER NO. 2**

COMES NOW, Denton County Fresh Water Supply District No. 10 (the "District") and files this request for clarification of Order No. 2. In support thereof, the District would show the following:

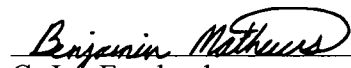
On September 10, 2018, the Administrative Law Judge (the "ALJ") issued Order No. 2 (the "Order"). The Order directs the District to "provide notice of the application as described in Commission Staff's recommendation using the included forms." The procedural schedule in Order No. 2, however, provides a deadline for the District to file an affidavit of notice regarding publication in a newspaper of general circulation.

Staff's recommendation, which was filed on September 4, 2018, states that "notice requirements for TWC § 13.248 applications are defined in 16 TAC § 24.117(c), which provides that the notice requirements of 16 TAC § 24.106 [including publication in a newspaper of general circulation] do not apply to TWC § 13.248 applications." Staff further recommends that the District provide individual notice of the application to the affected customers. Staff included a representative form for this notice, and an Affidavit of Notice to Customers. Staff did not include a form for publication in a newspaper of general circulation.

The District agrees with Commission Staff that publication in a newspaper of general circulation is not required for this application, and respectfully requests clarification from the ALJ as to whether the District is being ordered to provide individual notice to affected customers as recommended by Commission Staff, or individual notice and publication in a newspaper of general circulation as outlined by the procedural schedule.

Dated: September 14, 2018

Respectfully submitted,

A handwritten signature in cursive script that reads "Benjamin Mathews". The signature is written in black ink and is positioned above a horizontal line.

C. Joe Freeland
State Bar No. 07417500

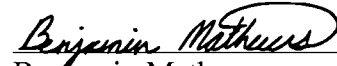
Benjamin Mathews
State Bar No. 24086987

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ATTORNEYS FOR DENTON COUNTY FRESH
WATER SUPPLY DISTRICT NO. 10

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document was transmitted by fax, hand-delivery, and/or regular, first class mail on this 14th day of September, 2018, to the parties of record in accordance with 16 TAC § 22.74.


Benjamin Mathews