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APPLICATION OF THE CITY OF  
MARSHALL TO AMEND A WATER  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY IN HARRISON  
COUNTY

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PUBLIC UTILITY COMMISSION

OF TEXAS

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PUBLIC UTILITY COMMISSION  
FILING CLERK

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

**I. Application**

This Order addresses the August 28, 2018, application of the City of Marshall to amend its water certificate of convenience and necessity (CCN) number 11064 in Harrison County. The City of Marshall requests to amend CCN number 11064 to incorporate its current customer base and extend the CCN boundary outside its city limits. The requested area consists of approximately 1,124 current customers and 15,157 acres.

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

On or before September 27, 2018, Commission Staff must file comments on the administrative completeness of the application and proposed notice. By September 27, 2018, the City of Marshall and Commission Staff must file a recommendation regarding how to proceed with the application and propose a procedural schedule.

The Commission will submit notice of the application for publication in the *Texas Register*.

**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 must 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 must specify the grounds for the motion.

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#### IV. Filings

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission filing clerk in accordance with 16 Texas Administration Code (TAC) § 22.71(c)(1). A copy of each document filed with the Commission must also be served on all parties as required by 16 TAC § 22.74(a). All filings can be accessed on the PUC Interchange webpage at, <http://interchange.puc.texas.gov>.

All parties are required to provide their current addresses, telephone and facsimile numbers, if available, to all other parties and to the Commission by filing and serving all parties with such information. Each party must 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 judge (ALJ) and presiding officer are prohibited per 16 TAC § 22.3(b)(2). Parties must communicate with the ALJ 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 6<sup>th</sup> day of September 2018.

PUBLIC UTILITY COMMISSION OF TEXAS

  
MEAGHAN BAILEY  
ADMINISTRATIVE LAW JUDGE