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PUBLIC UTILITY COMMISSION
FILING CLERK

PETITION OF SPINDLETOP RV §
VENTURES, LLC TO AMEND EAST §
MEDINA COUNTY SPECIAL UTILITY §
DISTRICT'S CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
MEDINA COUNTY BY EXPEDITED §
RELEASE §

PUBLIC UTILITY COMMISSION
OF TEXAS

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS, PROPOSED NOTICE,
AND PROCEDURAL SCHEDULE**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and in response to Order No. 1, files this Recommendation on Administrative Completeness, Proposed Notice, and Procedural Schedule. Staff recommends that the application be deemed sufficient for further review. In support thereof, Staff shows the following:

I. BACKGROUND

On September 27, 2018, Spindletop RV Ventures, LLC (Spindletop) requested the streamlined expedited release of approximately 48.99 acres of land located within the boundaries of East Medina County Special Utility District's (EMCSUD) water certificate of convenience and necessity number 10217 in Medina County, pursuant to Texas Water Code (TWC) § 13.254(a-5) and 16 Tex. Admin. Code (TAC) § 24.245(l), formerly 16 TAC § 24.113(l).

On, October 2, 2018, the administrative law judge issued Order No. 1, requiring Staff to file a recommendation on the administrative completeness of the application, the proposed notice, and to propose a procedural schedule for further processing of the application by October 27, 2018. Since that day falls on a Saturday, the pleading is due the next business day, which is October 29, 2018.¹ Therefore, this pleading is timely filed.

¹ 16 TAC § 22.4(a).

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II. STAFF RECOMMENDATION

Spindletop has communicated to Staff its intention to file a request to withdraw its application. While Staff has already requested that Spindletop's application be dismissed in its Response to East Medina County Special Utility District's Plea to the Jurisdiction filed on October 22, 2018, Staff does not oppose Spindletop's withdrawal of its application in this proceeding. Consequently, Staff is not proposing a procedural schedule or commenting on the proposed notice at this time.

III. CONCLUSION

For the reasons discussed above, Staff respectfully requests that Spindletop's application be dismissed without prejudice or, alternatively, that Spindletop be permitted to withdraw its application.

Dated: October 29, 2018

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Margaret Uhlig Pemberton
Division Director

Stephen Mack
Managing Attorney

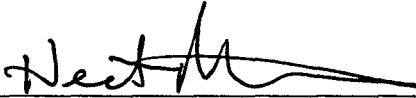


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 29, 2018, in accordance with 16 TAC § 22.74.



Heath D. Armstrong