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DOCKET NO. 48891

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APPLICATION OF THE CITY OF §
CELINA AND MARILEE SPECIAL §
UTILITY DISTRICT FOR APPROVAL §
OF A SERVICE AREA CONTRACT §
UNDER TEXAS WATER CODE §
§ 13.248 AND TO AMEND §
CERTIFICATES OF CONVENIENCE §
AND NECESSITY IN COLLIN §
COUNTY §

PUBLIC UTILITY COMMISSION: 13

2018 NOV 28 AM 11:13
PUBLIC UTILITY COMMISSION
OF TEXAS FILING CLERK

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

I. Application

This Order addresses the November 19, 2018, application of the City of Celina and Marilee Special Utility District (applicants) for approval of a service area contract under Texas Water Code § 13.248 and to amend water certificate of convenience and necessity (CCN) numbers 12667 and 10150 in Collin County. The City of Celina holds CCN number 12667 and Marilee SUD holds CCN number 10150. The applicants seek Commission approval of a service area contract which provides for an exchange of portions of the service areas subject to the applicants' respective CCNs. The applicants request that their CCNs be amended to reflect the transfer of service areas as agreed to in the Fourth Addendum to the Full and Final Settlement Agreement and Release, attached to the application. The service areas the applicants have contracted to exchange consist of approximately 2,254.74 acres and no existing customers.

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

On or before December 19, 2018, Commission Staff must file comments on the administrative completeness of the application and proposed notice. By December 19, 2018, the applicants 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.

IV. Filings

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission's filing clerk in accordance with 16 Texas Administration Code (TAC) § 22.71. A copy of each document filed with the Commission must also be served on all parties as required by 16 TAC § 22.74. 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 fax 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 fax information if such information changes. The telephone and fax numbers will be included 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) are prohibited under 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 28th day of November 2018.

PUBLIC UTILITY COMMISSION OF TEXAS



MEAGHAN BAILEY
ADMINISTRATIVE LAW JUDGE

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