



Control Number: 49194



Item Number: 2

Addendum StartPage: 0

DOCKET NO. 49194

APPLICATION OF THE CITY OF §
LINDALE TO AMEND A WATER §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY IN SMITH COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS

2019 FEB 13 AM 10:29

FILED CLERK

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

I. Application

This Order addresses the application of the City of Lindale filed on February 8, 2019, to amend a water certificate of convenience and necessity (CCN) number 12795 in Smith County. The requested service area consists of approximately 40.1 acres and currently has no customers.

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

On or before March 8, 2019, Commission Staff must file comments on the administrative completeness of the application and proposed notice. By March 8, 2019, City of Lindale and Commission Staff must file a recommendation regarding how to proceed with the application and propose a procedural schedule.

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

2

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 13 day of February 2019.

PUBLIC UTILITY COMMISSION OF TEXAS



**CHRISTOPHER OAKLEY
ADMINISTRATIVE LAW JUDGE**