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APPLICATION OF THE CITY OF
FLORESVILLE TO AMEND A SEWER
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN WILSON
COUNTY

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PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

**ORDER NO. 5
FINDING NOTICE DEFICIENT
AND ESTABLISHING AN OPPORTUNITY TO CURE**

This Order addresses Commission Staff's September 5, 2019, recommendation on notice sufficiency of the City of Floresville's application to amend a certificate of convenience and necessity (CCN) in Wilson County.

On August 26, 2019, Floresville filed proof of notice indicating that notice was published in the *Wilson County News*. The affidavit states that a copy of the notice is attached, but no copy was filed with the affidavit. The filing does not fulfill the CCN notice requirements of 16 Texas Administrative Code § 24.235. Specifically, Floresville has not filed the affidavit of notice to current customers, landowners, neighboring utilities and affected parties, a copy of the notice as published by the newspaper, or an accurate map delineating the requested service area as recommended by Commission Staff in its Supplemental Recommendation filed on May 29, 2019.

The administrative law judge finds the notice deficient and directs Floresville to cure the deficiencies on or before October 7, 2019, and Commission Staff must file its recommendation on notice sufficiency on or before November 5, 2019.

Signed at Austin, Texas the 6th day of September 2019.

PUBLIC UTILITY COMMISSION OF TEXAS



**CHRISTOPHER OAKLEY
ADMINISTRATIVE LAW JUDGE**