



Control Number: 49879



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DOCKET NO. 49879

**APPLICATION OF SWIFT WATER
SUPPLY CORPORATION TO AMEND
ITS WATER CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
NACOGDOCHES COUNTY**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

2019 SEP 28
11:44
FILED

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS OF APPLICATION AND PROPOSED PROCEDURAL SCHEDULE**

COMES NOW the Staff of the Public Utility Commission (Commission) of Texas (Staff), representing the public interest, and in response to Order No. 1, files this Recommendation on Administrative Completeness of Application and proposed Procedural Schedule. Staff recommends that the application be deemed deficient and that the applicant be ordered to address the identified deficiencies. In support thereof, Staff shows the following:

I. BACKGROUND

On August 21, 2019, Swift Water Supply Corporation (Swift), filed an application to amend water Certificate of Convenience and Necessity (CCN) No. 11420 in Nacogdoches County. The requested service area consists of approximately 3,136 acres and 62 current customers.

On August 23, 2019, Order No. 1 was issued, establishing a deadline of September 20, 2019, for Staff to file a recommendation on the administrative completeness of the application and notice and propose a procedural schedule for further processing of the application. Therefore, this pleading is timely filed.

II. ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum from Nabaraj Pokharel, of the Commission's Infrastructure Division, Staff has reviewed the application and recommends that it be found administratively incomplete at this time. Staff recommends that Swift be ordered to cure the deficiencies identified in Mr. Pokharel's memorandum by October 21, 2019, and that Staff be given a deadline of November 21, 2019, to file a supplemental recommendation on the administrative completeness of the application. Staff notes that Swift should not issue notice until the application is found administratively complete.

III. COMMENTS ON PROCEDURAL SCHEDULE

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of this docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation for application sufficiency.

IV. CONCLUSION

For the reasons discussed above, Staff respectfully recommends that the application be found administratively incomplete at this time and that Swift be ordered to file a supplement addressing the identified deficiencies in the application by October 21, 2019.

Dated: September 20, 2019

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Margaret Uhlig Pemberton
Division Director

Rachelle Nicolette Robles
Managing Attorney

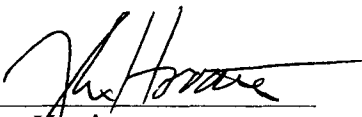


John Harrison
State Bar No. 24097806
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7277
(512) 936-7268 (facsimile)
John.Harrison@puc.texas.gov

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this the 20th of September 2019 in accordance with 16 TAC § 22.74.



John Harrison

PUC Interoffice Memorandum

To: John Harrison, Attorney
Legal Division

Thru: Heidi Graham, Manager
Infrastructure Division

From: Nabaraj Pokharel, Engineering Specialist
Infrastructure Division

Fred Bednarski, Financial Analyst
Rate Regulation Division

Date: September 16, 2019

Subject: **Docket 49879**, Application of Swift Water Supply Corporation to Amend its Water Certificate of Convenience and Necessity in Nacogdoches County

On August 21, 2019, Swift Water Supply Corporation (Applicant) filed with the Public Utility Commission of Texas (Commission) an application to amend its sewer Certificate of Convenience and Necessity (CCN) No. 11420 in Nacogdoches County, Texas pursuant to Texas Water Code Ann. (TWC), §§ 13.242 to 13.250 and the 16 Tex. Admin Code (TAC) §§ 24.225 to 24.237. The total service area being requested includes approximately 3,123 acres and 62 current customers.

A Staff review of the above referenced application found deficiencies in the required application; therefore, Staff recommends that the application be deemed insufficient for filing and administratively incomplete. Staff further recommends the Applicant provide the following:

1. Please answer question number 8, 27 and 29. If you need to attach any documents to answer the questions, enter "See attached sheet" with appropriate page number in the blank; and
2. Provide a map indicating where the facilities, existing connections, and requests for service are located in each of the requested areas.