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DOCKET NO. 50903



APPLICATION OF THE CITY OF  
PFLUGERVILLE TO AMEND A  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY UNDER TEXAS  
WATER CODE § 13.255 AND  
DECERTIFY A PORTION OF  
MANVILLE WATER SUPPLY  
CORPORATION'S SERVICE AREA IN  
TRAVIS COUNTY

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PUBLIC UTILITY COMMISSION  
OF TEXAS

**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 Pflugerville filed on June 3, 2020, to amend its water certificate of convenience and necessity (CCN) number 11303 under Texas Water Code § 13.255 and to decertify a portion of Manville Water Supply Corporation's water CCN number 11144 in Travis County. The requested service area consists of 2,698.11 acres, and no existing customers will be required to change providers as a result of the transfer.

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

On or before July 6, 2020, Commission Staff must file comments on the administrative completeness of the application and proposed notice. By July 6, 2020, City of Pflugerville 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. **In light of the Commission's Order entered in Docket No. 50664 (Commission's Order), this requirement will be considered satisfied if pleadings are filed with the Commission through the Interchange on the Commission's website as long as the Commission's Order is in effect.<sup>1</sup>**

**Service of pleadings is typically governed by 16 TAC § 22.74. However, as long as the Commission's Order remains in effect, all parties must file any pleading or document with the Commission solely through the Interchange on the Commission's website and provide notice, by email, to all other parties that the pleading or document has been filed with the Commission, unless otherwise ordered by the presiding officer. It will be incumbent upon all other parties to obtain a copy of the pleading or document by accessing the Interchange at: <https://interchange.puc.texas.gov>.**

All parties are required to provide their current addresses, **e-mail 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, **e-mail address**, telephone, and fax information if such information changes. The **e-mail addresses**, 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

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<sup>1</sup> See *Issues Related the State of Disaster for Coronavirus Disease 2019*, Docket No. 50664, Order Suspending Rules (Mar. 16, 2020).

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 5th day of June 2020.**

A handwritten signature in black ink, appearing to read 'Isaac TA', with a stylized flourish extending to the right.

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**ISAAC TA**  
**ADMINISTRATIVE LAW JUDGE**