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DOCKET NO. 50963

APPLICATION OF THE CITY OF	§	PUBLIC UTILITY COMMISSION
MCGREGOR TO AMEND	§	
CERTIFICATES OF CONVENIENCE	§	OF TEXAS
AND NECESSITY AND FOR DUAL	§	
CERTIFICATION WITH THE CITY OF	§	
WACO IN MCLENNAN COUNTY	§	

**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS OF THE APPLICATION AND
PROPOSED PROCEDURAL SCHEDULE**

On June 22, 2020, City of McGregor (City) filed an application to amend its water Certificate of Convenience and Necessity (CCN) Nos. 10033 and 20009 and for dual certification with the City of Waco CCN Nos. 10039 and 20010 in McClennan County, Texas. The requested service area consists of 23 acres and 47 proposed connections to a phase I development within the City of McGregor's corporate limits and within the water and sewer CCN boundaries of the City of Waco. The City of McGregor also seeks dual certification with the City of Waco for the requested area. The City filed supplements to the application on July 10, 2020, August 12, 2020, August 25, 2020 and November 5, 2020.

On January 5, 2022, the administrative law judge (ALJ) issued Order No. 13, establishing a deadline of March 7, 2022 for Public Utility Commission of Texas (Staff) to file a supplemental recommendation on the administrative completeness of the application and propose a procedural schedule. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

To date, City has not filed supplemental information to cure deficiencies set out in Staff’s recommendation of October 5, 2020. Staff recommends that City be ordered to cure the deficiencies identified in Ms. Mathis’ memorandum by March 21, 2022, and that Staff be given a deadline of April 5, 2022, to file a supplemental recommendation on the administrative completeness of the application or motion to dismiss. Staff notes that the City should not issue notice until the application is found administratively complete. If City fails to file supplemental information by March 21, 2022, staff recommends that the application be dismissed without prejudice.

II. 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.

III. CONCLUSION

For the reasons discussed above, Staff respectfully recommends that the application, as supplemented be found administratively incomplete at this time and that the City be ordered to file a supplement addressing the identified deficiencies in the application by March 21, 2022, and that application be dismissed without prejudice if a supplemental filing is not filed by this date.

Dated: March 7, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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Managing Attorney

/s/ John Harrison

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CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on March 7, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ John Harrison
John Harrison