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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	§	

ORDER NO. 14
FINDING APPLICATION REMAINS INSUFFICIENT AND
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE

This Order addresses the administrative completeness of the City of McGregor's application filed on June 22, 2020, and supplements thereto filed on July 10, August 12 and 25, and November 5, 2020.

On March 7, 2022, Commission Staff filed a supplemental recommendation on administrative completeness of the application and proposed procedural schedule.

The administrative law judge finds the application remains administratively incomplete and insufficient for further review in accordance with 16 Texas Administrative Code (TAC) § 24.8(b). Under 16 TAC § 24.8(d), the Commission does not consider an application filed until it finds the application administratively complete. Thus, at this time the application is not considered filed with the Commission.

To date, the City of McGregor has not filed supplemental information to cure the deficiencies identified by Commission Staff. On or before March 21, the City of McGregor must supplement the application to cure the deficiencies described in the October 5, 2020 memorandum of Jolie Mathis. Until the Commission receives and reviews the supplemental information, the application cannot proceed. The applicant must not issue notice until the application is deemed administratively complete.

On or before April 5, 2022, Commission Staff must file a supplemental recommendation regarding the administrative completeness of the application, along with a proposed procedural schedule or a motion to dismiss this proceeding.

In its March 7, 2022 recommendation, Commission Staff including a recommendation that this docket be dismissed, without prejudice, should the City of McGregor fail to supplement the application as directed. If the City of McGregor fails to supplement the application as directed, on

or before March 28, 2022, Commission Staff may file a motion to dismiss specifying the provision in 16 TAC § 22.181(d) under which Commission Staff is recommending dismissal.

Signed at Austin, Texas the 9th day of March 2022.

PUBLIC UTILITY COMMISSION OF TEXAS

Handwritten signature of Katie Moore Marx in black ink.

KATIE MOORE MARX
ADMINISTRATIVE LAW JUDGE