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DOCKET NO. 50969

**APPLICATION OF JAMES NELSON
DBA WATERCO TO OBTAIN A
WATER CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
MONTAGUE COUNTY**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

**COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS**

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this supplemental recommendation. Staff continues to recommend that the application be deemed administratively incomplete and that the applicant be ordered to address the identified deficiencies. In support thereof, Staff would show the following:

I. BACKGROUND

On June 23, 2020, James Nelson dba Waterco (Mr. Nelson) filed an application to obtain a water certificate of convenience and necessity (CCN) in Montague County. The requested service area consists of an undetermined number of acres and as many as 20 potential connections.

On August 7, 2020, Order No. 2 was issued establishing a deadline of September 28, 2020, for Staff to file a supplemental recommendation on the administrative completeness of the application and notice and propose a procedural schedule for further processing of the application. This pleading, therefore, is timely filed.

II. ADMINISTRATIVE COMPLETENESS

Order No. 2 set a deadline of August 28, 2020 for Waterco to supplement its application and cure the deficiencies identified in Staff's recommendation on administrative completeness. Thus far, Waterco has failed to file anything. Therefore, Staff recommends that Waterco submit the requested information to resolve the deficiencies in the CCN application, and revise answers to any questions indicating that Waterco is an exempt utility by October 20, 2020, and that Staff be given a deadline of November 18, 2020, to file a supplemental recommendation on the administrative completeness of the application.

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III. PROCEDURAL SCHEDULE

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

IV. CONCLUSION

Staff respectfully requests the issuance of an order consistent with the foregoing supplemental recommendation.

Dated: September 23, 2020

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

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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 on September 23, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Creighton R. McMurray

Creighton R. McMurray