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APPLICATION OF JAMES NELSON § PUBLIC UTILITY COMMISSION
DBA WATERCO TO OBTAIN A §
WATER CERTIFICATE OF § OF TEXAS
CONVENIENCE AND NECESSITY IN §
MONTAGUE COUNTY §

## ORDER NO. 3
## FINDING APPLICATION REMAINING INSUFFICIENT AND
## ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE

This Order addresses the administrative completeness of the application filed on June 23, 2020 by James Nelson dba Waterco to obtain a water certificate of convenience and necessity in Montague County.

In Order No. 2 filed on August 7, 2020, the administrative law judge (ALJ) found the application administratively incomplete and insufficient for further review. To date, the applicant has not filed anything to cure the deficiencies.

The ALJ finds that 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.

On or before October 20, 2020, Waterco must supplement the application to cure the deficiencies described in the memorandum of Jolie Mathis and Fred Bednarski, dated July 29, 2020, attached to Commission Staff's recommendation on administrative completeness. 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 November 18, 2020, Commission Staff must file a supplemental recommendation regarding the administrative completeness of the application, along with a proposed procedural schedule, if appropriate.

**Signed at Austin, Texas the 28<sup>th</sup> day of September 2020.**

PUBLIC UTILITY COMMISSION OF TEXAS

STEVEN LEARY
ADMINISTRATIVE LAW JUDGE

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