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DOCKET NO. 51170

APPLICATION OF THE CITY OF	§	PUBLIC UTILITY COMMISSION
SWEETWATER TO AMEND A	§	
CERTIFICATE OF CONVENIENCE	§	OF TEXAS
AND NECESSITY IN NOLAN COUNTY	§	

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**ORDER NO. 9
REQUIRING CLARIFICATION**

DOCKET NO. 51882

APPLICATION OF THE CITY OF	§	PUBLIC UTILITY COMMISSION
SWEETWATER FOR DUAL	§	
CERTIFICATION WITH BITTER	§	OF TEXAS
CREEK WATER SUPPLY	§	
CORPORATION IN NOLAN COUNTY	§	

**ORDER NO. 4
REQUIRING CLARIFICATION**

On October 22, 2020, Bitter Creek Water Supply Corporation filed a notice of appearance and motion to intervene in Docket No. 51170.¹ Bitter Creek WSC stated it “has standing to intervene in this matter and opposes [the City of Sweetwater’s] Application, especially as it is related to dual certification. . . . Bitter Creek owns and operates water lines throughout and beyond the 53 +/- acres for which Sweetwater seeks dual certification. These lines surround the 287-acre tract[.] Bitter Creek stands ready to provide service to the [287-acre] tract.”² In Order No. 6 filed in Docket No. 51170 on March 10, 2021, Sweetwater’s request to add 53 acres of land that is within the certificated water service area of Bitter Creek WSC under water CCN number 11149 was severed from Docket No. 51170 and is being addressed in Docket No. 51882.

On June 9, 2021, Bitter Creek Water Supply Corporation filed a notice of appearance and motion to intervene in Docket No. 51882. On June 15, 2021, the City of Sweetwater’s filed its reply to the motion to intervene and requested clarification. Sweetwater asserts that Bitter Creek WSC’s status as an intervenor in Docket No. 51170 transferred to Docket No. 51882 because Docket No. 51882 involves the service area requested for dual certification with Bitter Creek WSC and Bitter

¹ *Application of the City of Sweetwater to Amend a Certificate of Convenience and Necessity in Nolan County*, Docket No. 51170 and *Application of the City of Sweetwater for Dual Certification with Bitter Creek Water Supply Corporation*, Docket No. 51882 (pending).

² *Id.*, Bitter Creek Water Supply Corporation’s Notice of Appearance of Counsel and Motion to Intervene in the City of Sweetwater’s Application for Dual Certification at 2 (Oct. 22, 2020).

Creek WSC's intervention in Docket No. 51170 was based solely on a justiciable interest to said service area.

By June 29, 2021, Bitter Creek WSC must file clarification regarding its motion to intervene. Specifically, Bitter Creek WSC must clarify whether it intends to remain a party to Docket No. 51170 in addition to requesting party status in Docket No. 51882 or if it seeks party status in Docket No. 51882 only.

Signed at Austin, Texas the 22nd day of June 2021.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'Isaac TA', written over a horizontal line.

**ISAAC TA
ADMINISTRATIVE LAW JUDGE**