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DOCKET NO. 51864

APPLICATION OF THE CITY OF § PUBLIC UTILITY COMMISSION
MIDLOTHIAN TO AMEND ITS §
WATER CERTIFICATE OF § OF TEXAS
CONVENIENCE AND NECESSITY IN §
ELLIS COUNTY §

ORDER NO. 6
FINDING NOTICE SUFFICIENT AND
ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the sufficiency of the notice provided by the City of Midlothian. On October 29, 2021, the City of Midlothian filed the following: (1) the affidavit of Mike Adam, executive director of engineering and utilities for Midlothian, attesting that notice of the application was mailed to current customers, landowners, neighboring utilities, and affected parties on October 7, 2021; and (2) a publisher's affidavit attesting to the publication of notice of the application in the *Midlothian Mirror*, a newspaper of general circulation in Ellis County, on October 7 and 14, 2021.

On November 19, 2021, Commission Staff filed a recommendation regarding the sufficiency of the notice provided.

The administrative law judge finds the notice sufficient and establishes the following procedural schedule for continued processing of this docket:

Event	Date
Notice completed	October 14, 2021
Deadline for intervention	November 14, 2021 ¹
Deadline for Commission Staff to provide final maps, certificates, and tariffs (if applicable), to the applicant for review and consent	December 13, 2021
Deadline for the applicant to file its signed consent form with the Commission	December 27, 2021

¹ Under 16 Texas Administrative Code (TAC) § 24.235(a)(3), the intervention deadline is 30 days after the mailing or publication of notice, whichever occurs later. Notice was mailed on October 7, 2021 and published on October 7 and October 14, 2021. Thirty days after October 14, 2021, is Saturday, November 13, 2021. Therefore, under 16 TAC §22.4(a), the intervention deadline moves to November 14, 2021.

If no hearing is requested, deadline for Commission Staff to file a final recommendation on the application	January 3, 2022
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	January 10, 2022
If no hearing is requested, deadline for the parties to file joint proposed findings of fact, including findings that address the factors in Texas Water Code § 13.246(c), and conclusions of law	February 1, 2022

Signed at Austin, Texas the 29th day of November 2021.

PUBLIC UTILITY COMMISSION OF TEXAS



**ISAAC TA
ADMINISTRATIVE LAW JUDGE**