



## Filing Receipt

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**DOCKET NO. 52640**

<b>APPLICATION OF THE CITY OF</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>EDINBURG TO AMEND</b>	<b>§</b>	
<b>CERTIFICATE OF CONVENIENCE</b>	<b>§</b>	<b>OF TEXAS</b>
<b>AND NECESSITY UNDER TEXAS</b>	<b>§</b>	
<b>WATER CODE § 13.255 AND TO</b>	<b>§</b>	
<b>DECERTIFY A PORTION OF NORTH</b>	<b>§</b>	
<b>ALAMO WATER SUPPLY</b>	<b>§</b>	
<b>CORPORATION’S SERVICE AREA IN</b>	<b>§</b>	
<b>HIDALGO COUNTY</b>	<b>§</b>	

**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON  
ADMINISTRATIVE COMPLETENESS AND NOTICE AND PROPOSED  
PROCEDURAL SCHEDULE**

On September 27, 2021, the City of Edinburg (Edinburg) filed an application to amend its certificate of convenience and necessity (CCN) in Hidalgo County. Edinburg seeks approval to decertify a portion of North Alamo Water Supply Corporation’s water CCN No. 10553 and amend to Edinburg’s CCN No. 12106.

On January 1, 2022, the administrative law judge (ALJ) filed Order No. 3, establishing a deadline of March 4, 2022 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file supplemental comments on the administrative completeness of the application and proposed notice and to propose a procedural schedule for the further processing of this docket. Therefore, this pleading is timely filed.

**I. ADMINISTRATIVE COMPLETENESS**

To date, Edinburg has not responded to insufficiencies noted in Staff’s filing on October 27, 2021. Staff recommends Edinburg be ordered to cure the deficiencies identified by Staff by April 4, 2022 and that Staff be given a deadline of May 4, 2022 to file a supplemental recommendation on the administrative completeness of the application. Staff respectfully requests adoption of these proposed deadlines as some of the noted deficiencies are related to mapping information and Staff’s mapping experts may be required to assist Applicants regarding the supplemental mapping information needed to cure the mapping deficiencies and will require at least thirty days to review same.

Staff respectfully requests that should Edinburg not make a filing in this docket by April 4, 2022, that this docket be dismissed under 16 Texas Administrative Code (TAC) § 22.181(d)(6) for failure to prosecute.

## **II. PROCEDURAL SCHEDULE**

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the application be found administratively complete. Staff notes that Edinburg should not issue notice until the application is deemed sufficient.

## **III. CONCLUSION**

For the reasons detailed above, Staff recommends that the application be found administratively incomplete, and that Edinburg be ordered to file supplemental information to cure the deficiencies in the application by April 4, 2022. Staff further requests that if Edinburg does not make a filing in this docket by April 4, 2022, that the proceeding be dismissed under 16 TAC § 22.181(d)(6) for failure to prosecute. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: March 4, 2022

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 via electronic mail on March 4, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ John Harrison  
John Harrison