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Received - 2022-03-02 11:26:04 AM
Control Number - 52666
ItemNumber - 12

DOCKET NO. 52666

APPLICATION OF CITY OF SCHERTZ	§	PUBLIC UTILITY COMMISSION
TO AMEND ITS CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY AND	§	OF TEXAS
FOR DECERTIFICATION OF A	§	
PORTION OF GREEN VALLEY		
SPECIAL UTILITY DISTRICT'S		
CERTIFICATE OF CONVENIENCE		
AND NECESISTY IN COMAL COUNTY		

COMMISSION STAFF'S MOTION TO DISMISS

On December 11, 2020, the City of Schertz (Schertz) filed an application to amend its water Certificate of Convenience and Necessity (CCN) No. 10645 and to decertify a portion of Green Valley Special Utility District's CCN no. 10646 in Comal County, Texas.

On February 1, 2022, the administrative law judge (ALJ) filed Order No. 5, establishing a deadline of March 2, 2022 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on the administrative completeness of the application and to propose a procedural schedule. Therefore, this pleading is timely filed.

I. MOTION TO DISMISS

To date, Schertz has not supplemented the application in response to Order Nos. 2, 3, 4, or 5. Staff's attempts to reach out to Schertz have been unsuccessful. Given Schertz's lack of participation in this proceeding, Staff recommends that the application be dismissed without prejudice pursuant to 16 Texas Administrative Code (TAC) § 22.181(d)(6) and (7).

II. CONCLUSION

For the reasons discussed above, Staff respectfully requests that the application be dismissed without prejudice.

Dated: March 2, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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/s/ Jenna Keller
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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 March 2, 2022 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Jenna Keller
Jenna Keller