



## Filing Receipt

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**Control Number - 52917**

**ItemNumber - 5**

**DOCKET NO. 52917**

<b>PETITION OF GLENDA SUE WINKER</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>TO AMEND MARILEE SPECIAL</b>	<b>§</b>	
<b>UTILITY DISTRICT'S CERTIFICATE</b>	<b>§</b>	<b>OF TEXAS</b>
<b>OF CONVENIENCE AND NECESSITY</b>	<b>§</b>	
<b>IN COLLIN COUNTY BY EXPEDITED</b>	<b>§</b>	
<b>RELEASE</b>	<b>§</b>	

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE  
COMPLETENESS AND NOTICE**

On December 3, 2021, Glenda Sue Winker (Petitioner) filed a petition for streamlined expedited release from Marilee Special Utility District's (Marilee SUD) water certificate of convenience and necessity (CCN) number 10150 under Texas Water Code (TWC) § 13.2541 and 16 Texas Administrative Code (TAC) § 24.245(h). Petitioner asserts that the land to be released is at least 25 contiguous acres, is not receiving water service, and is located in Collin County, which is a qualifying county.

On December 7, 2021, the administrative law judge (ALJ) filed Order No. 1, establishing a deadline of January 4, 2022 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file comments on the administrative completeness of the petition and notice. Therefore, this pleading is timely filed.

**I. ADMINISTRATIVE COMPLETENESS**

Staff has reviewed the petition, and, as detailed in the attached memorandum from Pai Liu, Infrastructure Division, recommends that the petition is administratively incomplete. Staff further recommends that Petitioner be ordered to cure the deficiencies identified in Ms. Liu's memorandum by January 25, 2022 and that Staff be given a deadline of February 15, 2022 to file a supplemental recommendation on the administrative completeness of the petition.

**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 petition be found administratively complete.

**III. CONCLUSION**

For the reasons detailed above, Staff recommends that the petition be found administratively incomplete and that Petitioner be ordered to file supplemental information to cure the deficiencies in the petition by January 25, 2022. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: January 4, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Rachelle Nicolette Robles  
Division Director

/s/ Andy Aus  
Andy Aus  
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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 January 4, 2022 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Andy Aus  
Andy Aus

# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Andrew Aus, Attorney  
Legal Division

**FROM:** Pai Liu, Infrastructure Analyst  
Infrastructure Division

**DATE:** January 4, 2022

**RE:** Docket No. 52917– *Petition of Glenda Sue Winker to Amend Marilee Special Utility District’s Certificate of Convenience and Necessity in Collin County by Expedited Release*

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On December 3, 2021, Glenda Sue Winker (Petitioner) filed a petition for streamlined expedited release from Marilee Special Utility District's (Marilee SUD) water certificate of convenience and necessity (CCN) No. 10150 in Collin County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). Glenda Sue Winker asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Collin County, which is a qualifying county.

Based on the mapping review by Gary Horton, Infrastructure Division, maps submitted with Item 1 on December 3, 2021 are sufficient.

Based on my technical and managerial review of the information provided by Petitioner, I recommend the petition be deemed insufficient for filing and found administratively incomplete.

**Petition Content:**

The following deficiencies must be remedied:

- 1) A copy of the deed demonstrating ownership of the tract of land by Petitioner as required by 16 TAC § 24.245 (h)(3)(E). The deed provided gives the land to a revocable trust. Petitioner will need to submit documents that prove that Petitioner is the beneficiary to that trust and if the petitioner is the only beneficiary to that trust as well.