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Received - 2022-01-06 02:55:37 PM
Control Number - 52917
ItemNumber - 6

DOCKET NO. 52917

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

ORDER NO. 3
FINDING PETITION ADMINISTRATIVELY INCOMPLETE AND PROVIDING
OPPORTUNITY TO CURE

This Order addresses the December 3, 2021 petition of Glenda Sue Winker to amend Marilee Special Utility District's water certificate of convenience and necessity (CCN) in Collin County by streamlined expedited release. On January 4, 2022, Commission Staff filed its recommendation on the administrative completeness of the petition and notice.

The administrative law judge (ALJ) agrees with Commission Staff that the petition is administratively incomplete, and so finds. However, the ALJ disagrees with Commission Staff's recommendation as to how the deficiency should be cured. The petition is filed by Glenda Sue Winker and she is identified as the owner of the tract in question. The only deed provided with the petition, however, indicates that, in 2004, Glenda C. Winker transferred the tract to the Glenda Carter Winker Revocable Trust.

If, in fact, Glenda Sue Winker is the owner of the tract, she must amend the petition by providing a deed demonstrating her ownership. If, on the other hand, the Glenda Carter Winker Revocable Trust remains the owner of the tract, then the petition should be amended such that it is filed in the name of the trustee(s) of the Glenda Carter Winker Revocable Trust, and documentation must be included to demonstrate that the petitioner is (or are) the current trustee(s) and have the authority to act on behalf of the trust.

The following procedural schedule applies for continued processing:

Event	Date
Deadline for petitioner to file information to cure the deficiencies discussed above	January 25, 2022
Deadline for Commission Staff to file a supplemental recommendation on sufficiency of the petition and notice and proposed procedural schedule	February 15, 2022

A deadline for Marilee SUD to file a response to the petition will be established in a subsequent order. Additional deadlines will be established if the petition is deemed administratively complete.¹

Signed at Austin, Texas the 6th day of January 2022.

PUBLIC UTILITY COMMISSION OF TEXAS



HUNTER BURKHALTER
CHIEF ADMINISTRATIVE LAW JUDGE

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¹ Under 16 Texas Administrative Code § 24.245(h)(6), Marilee SUD's deadline to respond will not exceed 20 days from the date the petition is determined to be administratively complete.