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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 §**

**COMMISSION STAFF'S SUPPLEMENTAL 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) No. 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.¹ According to the U.S. Census Bureau, Collin County has a population of 782,341.² Additionally, Collin County is adjacent to Dallas County, which has a population of 2,368,139.³ Petitioner filed supplemental information on January 11, 2022.

On January 6, 2022, the administrative law judge (ALJ) filed Order No. 3, establishing a deadline of February 15, 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 supplemental information 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 March 11, 2022, and that Staff be given a

¹ TWC § 13.2541(b) and 16 TAC § 24.245(h)(2).

² U.S. Census Bureau, Census Data for Collin County, QuickFacts Collin County, Texas (2010) <https://www.census.gov/quickfacts/fact/table/collincountytexas/POP010220>

³ U.S. Census Bureau, Census Data for Dallas County, QuickFacts Dallas County, Texas (2010) <https://www.census.gov/quickfacts/fact/table/dallascountytexas/POP010220>

deadline of March 25, 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 March 11, 2022. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: February 15, 2022

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles
Division Director

Rustin Tawater
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/s/ 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 February 15, 2022 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Andy Aus
Andy Aus

Public Utility Commission of Texas

Memorandum

TO: Andrew Aus, Attorney
Legal Division

FROM: Pai Liu, Infrastructure Analyst
Infrastructure Division

DATE: February 15, 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 Streamlined Expedited Release*

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). Petitioner 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 my technical and managerial review of the information provided by Petitioner on January 11, 2022, I recommend the petition be deemed insufficient for filing and found administratively incomplete.

Petition Content:

Based on the supplemental information filed on January 11, 2022, and per the instructions in Order No.3, the application should be amended to be filed in the name of the trustee or trustees of the Glenda Carter Winker Revocable Trust.