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APPLICATION OF KICKAPOO	§	PUBLIC UTILITY COMMISSION
UTILITY LLC FOR A CERTIFICATE	§	
OF CONVENIENCE AND NECESSITY	§	OF TEXAS
IN WALLER COUNTY	§	

ORDER NO. 2
FINDING APPLICATION DEFICIENT,
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE

This Order addresses the sufficiency of the October 27-28, 2022 application of Kickapoo Utility LLC to obtain a sewer certificate of convenience and necessity in Waller County. On November 28, 2022, Commission Staff filed a recommendation on administrative completeness.

The administrative law judge (ALJ) finds the application administratively incomplete and deficient. Under 16 Texas Administrative Code § 24.8(d), the Commission does not consider an application filed until it makes a determination that the application is administratively complete. Thus, at this time the application is not considered filed with the Commission.

On or before January 6, 2023, the applicant must supplement the application to cure the deficiencies described in the memorandum of David Lopez and Fred Bednarski as attached to Commission Staff's November 28, 2022 recommendation. Until the Commission receives and reviews the supplemental information, the application cannot proceed. The applicant must not issue notice until the application is deemed administratively complete.

On or before February 6, 2023, Commission Staff must file a supplemental recommendation regarding the administrative completeness of the application, along with a proposed procedural schedule, if appropriate.

Signed at Austin, Texas the 29th day of November 2022.

PUBLIC UTILITY COMMISSION OF TEXAS



HUNTER BURKHALTER
CHIEF ADMINISTRATIVE LAW JUDGE