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DOCKET NO. 54462

APPLICATION OF ORANGE	§	PUBLIC UTILITY COMMISSION
COUNTY WATER CONTROL &	§	
IMPROVEMENT DISTRICT NO. 1 TO	§	OF TEXAS
AMEND ITS CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	
ORANGE COUNTY	§	
	§	

ORDER NO. 5
FINDING APPLICATION REMAINS ADMINISTRATIVELY INCOMPLETE,
AND ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE

This Order addresses the administrative completeness of the December 12, 2022 application of Orange County Water Control & Improvement District No. 1 to amend its certificate of convenience and necessity (CCN) in Orange County. Orange County WCID filed supplemental information on February 28 and April 20, 2023, which included an application for approval of the sale, transfer, or merger of facilities and certificate rights in Orange County.

On April 28, 2023, Commission Staff filed supplemental recommendation regarding completeness and proposed procedural schedule.

The administrative law judge finds the application remains 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 consolidated application is not considered filed with the Commission.

By May 17, 2023, the parties must confer and determine the appropriate manner of processing for this proceeding. Specifically, because the transaction between Orange County WCID and Water Necessities, Inc. occurred in 1997, the parties must determine which of the following is appropriate: (1) an application to decertify the certificated service area of Water Necessities under CCN number 12243 and amend Orange County WCID's CCN number 10115 to include the area previously included in Water Necessities' CCN number 12243; or (2) an application for approval of the sale, transfer, or merger.

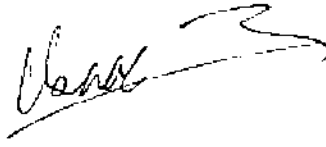
By May 30, 2023, Orange County must supplement the application to cure the deficiencies as described in the April 28, 2023 memoranda of Patricia Garcia, attached to Commission Staff's

recommendation. Until the Commission receives and reviews the supplemental information, the application cannot proceed. Orange County must not issue notice until the consolidated application is deemed administratively complete.

By June 30, 2023, Commission Staff must file a supplemental recommendation regarding the administrative completeness of the application and the sufficiency of notice, along with a proposed procedural schedule, if appropriate.

Signed at Austin, Texas the 1st day of May 2023.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'Isaac TA', is written over a horizontal line.

**ISAAC TA
ADMINISTRATIVE LAW JUDGE**