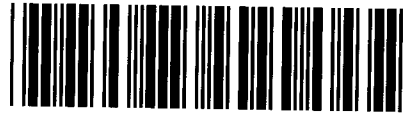




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Addendum StartPage: 0

DOCKET NO. 42944

RECEIVED

APPLICATION OF THE CITY OF §
THRALL TO AMEND A §
CERTIFICATE OF CONVENIENCE §
IN WILLIAMSON COUNTY (36627- §
C) §
§
§
§

PUBLIC UTILITY COMMISSION

2015 OCT 10 AM 11:34
PUBLIC UTILITY COMMISSION
FILING CLERK

OF

TEXAS

**COMMISSION STAFF'S STATUS UPDATE AND REQUEST FOR ADDITIONAL
TIME**

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Status Update and Request for Additional Time and. In Support thereof, Staff would show the following:

I. BACKGROUND AND DISCUSSION

On January 28, 2010, the City of Thrall (Thrall or Applicant) filed with the Texas Commission on Environmental Quality (TCEQ) an application (Application) to amend a Certificate of Convenience and Necessity No. 13036 in Williamson County pursuant to Tex. Water Code §§ 13.242 thru 13.250 (TWC) and 16 Tex Admin. Code §§ 24.101 thru 24.107(TAC). The Application was received by the Commission on September 5, 2014.

Thrall provided notice of the Application and received hearing requests from two affected parties. The matter was referred to the State Office of Administrative Hearings (SOAH) and a preliminary hearing was held at SOAH on January 5, 2011 where, aside from the TCEQ, NOACK WSC, and Stiles Farm were named as parties. The parties engaged in settlement negotiations for a protracted period of time and initiated formal discovery when settlement seemed unlikely. However, the parties reached a settlement on October 11, 2012, and SOAH remanded the case to TCEQ for further processing on October 23, 2012. For reasons unknown to Staff, a final order from TCEQ cannot be found.

Order No. 8 allowed Staff until October 16, 2015 to file a status update. Therefore, this pleading is timely filed.

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II. STATUS UPDATE AND REQUEST FOR ADDITIONAL TIME

The parties continue to communicate with Staff in an effort to finalize this matter. Staff sent a draft settlement memo to the parties on October 15, 2015 and is awaiting responses. Therefore, Staff requests additional time to continue to work with the parties and provide a proposed order or status update by November 16, 2015. Staff sent messages to the parties regarding the content of this status update, and none have objected to this pleading. However, Staff had not heard back from NOACK WSC or Thrall by the time of this filing.

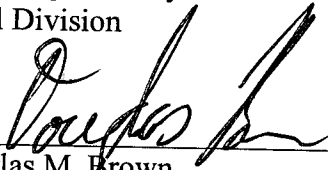
III. CONCLUSION

Staff respectfully requests the ALJ issue an order consistent with the above request.

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

Stephen Mack
Managing Attorney
Legal Division

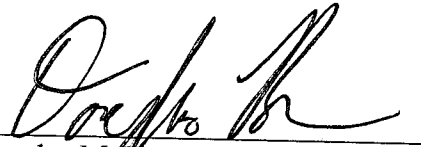


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 16, 2015 in accordance with 16 TAC § 22.74.



Douglas M. Brown