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APPLICATION OF WIEDENFELD §
WATER WORKS, INCORPORATED TO §
AMEND A CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
KERR COUNTY (37858-C) §

PUBLIC UTILITY COMMISSION
OF TEXAS
2015 APR 1 PM 2:18
PUBLIC UTILITY COMMISSION
CLERK

COMMISSION STAFF'S REQUEST FOR AN EXTENSION

Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) files its Request for an Extension. Staff requests that the deadline for Staff to file its recommendation or request a hearing be extended from April 6, 2015 to June 8, 2015. Wiedenfeld Water Works, Incorporated (Wiedenfeld Water Works) has yet to receive approval from the Texas Commission on Environmental Quality (TCEQ) regarding its water system. In support of its Request for an Extension, Staff states the following:

I. Background

On February 28, 2014, Wiedenfeld Water Works filed with the TCEQ an application to amend its certificate of convenience and necessity (CCN No. 12052) for a water system located in Kerr County, Texas.

On December 14, 2014, the Administrative Law Judge entered Order No. 4. Order No. 4 requires Staff to file its recommendation or request a hearing by April 6, 2015.

Staff has discovered that Wiedenfeld Water Works is still waiting for TCEQ approval regarding its water system.

II. Request for an Extension

The Commission's procedural rules permit deadlines to be extended upon a showing of good cause.¹ With regards to the amendment of a water certificate of convenience and necessity, the Commission's substantive rules require that the Commission "ensure that the applicant has a TCEQ approved system that is capable of providing drinking water that meets the requirements of Texas Health and Safety Code, Chapter 341 and TCEQ rules and has access to an adequate supply of water."² There is good cause in this proceeding because, without TCEQ's approval of

¹ 16 Tex. Admin. Code § 22.4(b).

² 16 Tex. Admin. Code § 24.102(a)(1).

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Wiedenfled Water Works' water system, the Commission cannot ensure that Wiedenfled Water Works has a TCEQ-approved water system. Thus, Staff requests that that the deadline to file its supplemental recommendation be extended from April 6, 2015 to June 8, 2015. A two (2) month extension should provide sufficient time for the TCEQ to review Wiedenfled Water Works' water system. Staff has conferred with Wiedenfled Water Works, and Wiedenfled Water works does not oppose Staff's requested extension. To the extent possible, Staff will file its request earlier than the requested June 8, 2015 deadline.

III. Conclusion

Staff requests that the deadline for Staff to file its recommendation or request a hearing be extended from April 6, 2015 to June 8, 2015.

Date: April 1, 2015

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on April 1, 2015, in accordance with 16 Tex. Admin Code § 22.74.



Sam Chang