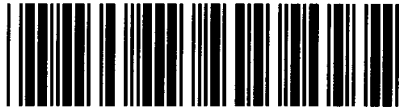


Control Number: 43452



Item Number: 19

Addendum StartPage: 0

**DOCKET NO. 43452**

**APPLICATION OF THE TOWN OF  
LITTLE TO AMEND ITS  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY AND TO  
DECERTIFY PORTIONS OF  
CERTIFICATES HELD BY MUSTANG  
SPECIAL UTILITY DISTRICT AND  
TERRA SOUTHWEST INC. IN  
DENTON COUNTY (37896-C, 37897-C)**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

2015 MAY 11 PM 2:36  
FILING CLERK

**COMMISSION STAFF'S SECOND REQUEST FOR AN EXTENSION**

Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) files its Second Request for an Extension. Staff requests that the deadline to file its supplemental recommendation be extended from May 12, 2015 to June 5, 2015. In support of its Second Request for an Extension, Staff states the following:

**I. Background**

On April 24, 2014, the Town of Little Elm filed an application with the Texas Commission of Environmental Quality (TCEQ). The Town of Little Elm requested an amendment to its water and sewer certificates of convenience and necessity (CCN Nos. 11202 and 20931, respectively) and to decertify portions of CCNs held by Mustang Special Utility District and Terra Southwest Inc. The Town of Little Elm also requests the approval of the addition of certain service areas currently served by Terra Southwest Inc., an investor-owned utility. The Town of Little Elm's service area is in Denton County, Texas.

On September 1, 2014, the processing of the Town of Little Elm's application was transferred from the TCEQ to the Commission.

On April 13, 2015, the Administrative Law Judge entered Order No. 7, which established a deadline for the Town of Little Elm to cure certain deficiencies identified by Staff. Order No. 7 established May 11, 2015 as the deadline for the Town of Little Elm to cure the deficiencies identified by Staff. Additionally, Order No. 7 required Staff to file a supplemental recommendation regarding administrative completeness within ten (10) working days of receipt of additional documents from the Town of Little Elm.

On April 28, 2015, the Town of Little Elm filed additional documents in response to the

deficiencies identified by Staff.

## **II. Request for an Extension**

The Commission's procedural rules permit deadlines to be extended upon a showing of good cause.<sup>1</sup> There is good cause in this proceeding because there is another pending proceeding that involves the decertification of the service area certificated under the Town of Little Elm's sewer CCN No. 20931.<sup>2</sup> Staff needs additional time to ensure that there is no service area/mapping overlap in the decertification request in this proceeding and the decertification request in the other pending proceeding involving the Town of Little Elm's sewer CCN No. 20931. Thus, Staff requests that the deadline to file its supplemental recommendation be extended from May 12, 2015 to June 5, 2015. To the extent possible, Staff will file its recommendation earlier than the requested June 5, 2015 deadline.

## **III. Conclusion**

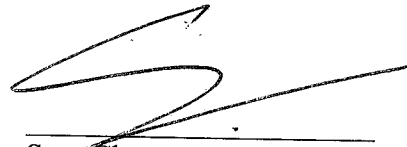
Staff requests that the deadline to file a supplemental recommendation be extended from May 12, 2015 to June 5, 2015.

Date: May 11, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton  
Division Director  
Legal Division

Shelah J. Cisneros  
Managing Attorney  
Legal Division

  
Sam Chang

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<sup>1</sup> 16 Tex. Admin. Code § 22.4(b).

<sup>2</sup> See *Application of Town of Lakewood Village to Amend its Sewer Certificate of Convenience and Necessity and to Decertify a Portion of the Town of Little Elm's Certificate in Denton County*, Docket No. 43145 (pending).

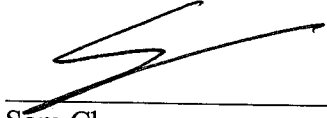
State Bar No. 24078333  
Attorney, Legal Division

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**DOCKET NO. 43452**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on May 11, 2015, in accordance with 16 Tex. Admin. Code § 22.74.

  
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Sam Chang