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DOCKET NO. 43712

**APPLICATION OF LAKE §
LIVINGSTON WATER SUPPLY AND §
SEWER SERVICE CORPORATION §
AND TYLER COUNTY WATER §
SUPPLY CORPORATION FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN TYLER COUNTY (37966-S) §**

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PUBLIC UTILITY COMMISSION
OF TEXAS
CLERK

COMMISSION STAFF'S UNOPPOSED REQUEST FOR AN EXTENSION

Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) files this Unopposed Request for an Extension. Staff requests that the deadline to file its recommendation or request a hearing be extended from April 13, 2015 to May 4, 2015. Additionally, Staff requests that the corresponding deadline to file a proposed notice of approval be extended from April 27, 2015 to May 18, 2015. Staff has conferred with counsel for the seller and purchaser, and counsel has stated he does not oppose an extension. In support of its Unopposed Request for an Extension, Staff states the following:

I. Background

On June 30, 2014, Lake Livingston Water Supply and Sewer Service Corporation (Lake Livingston WSC) filed an application with the Texas Commission on Environmental Quality (TCEQ). Lake Livingston WSC requested approval of the sale and transfer of a portion of its certificate of convenience and necessity (CCN No. 10147) and the accompanying water system for the Wayward Winds Estates subdivision in Tyler County, Texas. Tyler County Water Supply Corporation (Tyler County WSC) is the purchaser/transferee. As part of the application, Lake Livingston WSC and Tyler County WSC also request an amendment to Tyler County WSC's CCN No. 11528 to reflect the sale and transfer of Lake Livingston WSC's CCN No. 10147 and water system for the Wayward Winds Estates subdivision. Lake Livingston WSC did not list a proposed effective date for the sale and transfer transaction.

On August 5, 2014, TCEQ sent Lake Livingston WSC a Notice of Deficiency regarding Lake Livingston WSC's application. The Notice of Deficiency requested that Lake Livingston WSC submit to the TCEQ a general location map that is detailed enough such that the proposed

service area can be accurately located within Tyler County, Texas.

Effective September 1, 2014, the Commission began the economic regulation of water and sewer utilities. This proceeding, which was pending at the TCEQ, was transferred to the Commission for processing.

On February 19, 2015, the Administrative Law Judge entered Order No. 4, which required Staff to file its recommendation or request a hearing by April 13, 2015.

II. Request for an Extension

The Commission's procedural rules permit deadlines to be extended upon a showing of good cause.¹ There is good cause in this proceeding because Staff needs additional time to review the application. Staff has conferred with counsel for Lake Livingston WSC and Tyler County WSC, and counsel has stated he does not oppose an extension. Thus, Staff requests that the deadline to file a recommendation or request a hearing be extended from April 13, 2015 to May 4, 2015. Additionally, Staff requests that the corresponding deadline to file a proposed notice of approval be extended from April 27, 2015 to May 18, 2015. To the extent possible, Staff will file its recommendation or request a hearing earlier than the requested May 11, 2015 deadline.

III. Conclusion

Staff requests that the deadline to file a recommendation or request a hearing be extended from April 13, 2015 to May 4, 2015. Additionally, Staff requests that the corresponding deadline to file a proposed notice of approval be extended from April 27, 2015 to May 18, 2015.

Date: April 13, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

Shelah J. Cisneros

¹ 16 Tex. Admin. Code § 22.4(b).

Managing Attorney
Legal Division



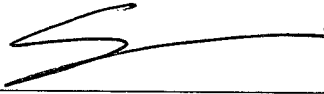
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CERTIFICATE OF SERVICE

I certify that a copy of this document was served his document was served on all parties of record on April 13, 2015 in accordance with 16 Tex. Admin. Code 22.74.



Sam Chang