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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)**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

COMMISSION STAFF'S SECOND UNOPPOSED REQUEST FOR AN EXTENSION

Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) files its Second Unopposed Request for an Extension. Staff requests a four-day extension of the current deadline to file its recommendation or request a hearing, with the deadline being extended from May 4, 2015 to May 8, 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 Second 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.

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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 April 14, 2015, the Administrative Law Judge entered Order No. 5, which extended the deadline for Staff to file its recommendation or request a hearing from April 13, 2015 to May 4, 2015.

Lake Livingston WSC submitted additional mapping data with the Commission.

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 time to review the additional mapping data submitted by Lake Livingston WSC. Staff has conferred with counsel for Lake Livingston WSC and Tyler County WSC, and counsel has stated he does not oppose a second extension. Thus, Staff requests that the deadline to file a recommendation or request a hearing be extended from May 4, 2015 to May 8, 2015. To the extent possible, Staff will file its recommendation or request a hearing earlier than the requested May 8, 2015 deadline.

III. Conclusion

Staff requests that the deadline to file a recommendation or request a hearing be extended from May 4, 2015 to May 8, 2015.

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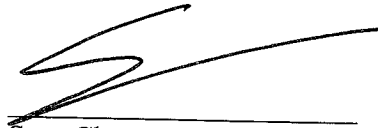
¹ 16 Tex. Admin. Code § 22.4(b).

Date: May 4, 2015

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of this document was served on all parties of record on May 4, 2015 in accordance with 16 Tex. Admin. Code 22.74.



Sam Chang