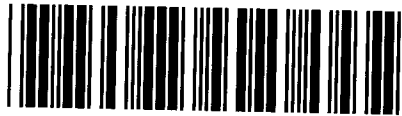




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Addendum StartPage: 0

DOCKET NO. 44028

**APPLICATION OF THE CITY OF
THREE RIVERS TO AMEND A
CERTIFICATE OF CONVENIENCE AND
NECESSITY IN LIVE OAK COUNTY
(37900-C)**

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PUBLIC UTILITY COMMISSION

OF TEXAS

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FILING CLERK**

**COMMISSION STAFF'S RESPONSE TO ORDER NO. 7 AND REQUEST FOR AN
EXTENSION**

COMES NOW the Staff of the Public Utility Commission of Texas ("Staff"), representing the public interest, and files this Commission Staff's Response to Order No. 7 and Request for an Extension. In support thereof, Staff shows the following:

I. BACKGROUND

On April 25, 2014, the City of Three Rivers ("the City" or "Applicant") filed an application to amend its water certificate of convenience and necessity ("CCN") in Live Oak County, Texas with the Texas Commission on Environmental Quality (TCEQ). The application was received by the Public Utility Commission of Texas ("Commission") on January 2, 2015.

In Order No. 7, issued October 9, 2015, the Commission administrative law judge ("ALJ") ordered Staff to file a recommendation on the amended application or request a new procedural schedule by December 9, 2015. This pleading is therefore timely filed.

II. REQUEST FOR EXTENSION

Pursuant to 16 Tex. Admin. Code (TAC) § 22.4(b), Staff may request that the time allowed for filing any documents be extended for good cause. Staff has not received responses from the Applicant to Staff's Second Request for Information ("Staff's 2nd RFI"). Pursuant to 16 TAC § 22.144(c)(1), the Applicant's responses to Staff's 2nd RFI were due on November 19, 2015, twenty days after Applicant's receipt of the request. Staff has communicated with the Applicant and has agreed to accept a late submission of the Applicant's responses by December 9, 2015, pending approval of this request for extension. Because of this late response, Staff will require additional time to review the RFI responses before filing a recommendation on final disposition. Staff expert's scheduled presence at the State Office of Administrative Hearings ("SOAH") in the

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coming weeks, combined with upcoming holidays, contributed to Staff's determination that a thirty day extension is desired. Therefore, Staff respectfully requests that the ALJ find good cause to extend Staff's deadline to file a recommendation to January 8, 2016 and adopt the below revised procedural schedule.

Event:	Date:
Agreed-upon, revised deadline for the City of Three Rivers to respond to Commission Staff RFIs 2-1 to 2-4	December 9, 2015
Deadline for Commission Staff to request a hearing or to file a recommendation on final disposition or recommend an additional procedural schedule	January 8, 2016

Staff has communicated with the City and is authorized to represent that the City does not oppose Staff's request for an extension.

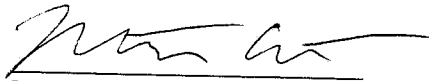
III. CONCLUSION

For the reasons stated above, Staff respectfully requests the entry of an order extending Staff's deadline to file a recommendation on the amended application or to request a new procedural schedule to January 8, 2016.

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

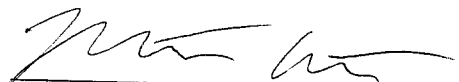
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Austin, Texas 78711-3326

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record December 4, 2015, in accordance with 16 TAC § 22.74.



Matthew Arth