



Control Number: 44534



Item Number: 22

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APPLICATION OF AQUA TEXAS, §
 INC. D/B/A AQUA TEXAS TO §
 AMEND ITS CERTIFICATES OF §
 CONVENIENCE AND NECESSITY IN §
 HARRIS COUNTY §

BEFORE THE PUBLIC UTILITY

2016 JAN 28 PM 3:05

PUBLIC UTILITY COMMISSION
 FILING CLERK

COMMISSION OF TEXAS

JOINT STATUS REPORT AND MOTION TO CONTINUE ABATEMENT

COME NOW Applicant Aqua Texas, Inc. d/b/a Aqua Texas ("Aqua Texas"), City of Tomball, Texas (the "City"), and Commission Staff ("Staff") (collectively, the "Parties") and file this Joint Status Report and Motion to Continue Abatement respectfully requesting that the Court continue abatement of this proceeding.

1. On March 13, 2015, Aqua Texas, Inc. d/b/a Aqua Texas filed with the Public Utility Commission of Texas an application to amend its water and sewer certificate of convenience and necessity (CCN) Nos. 13203 and 21065, respectively, in Harris County ("Application"). Aqua Texas seeks to amend its CCNs in order to provide water and wastewater utility services to a commercial development, comprising 620.652 acres, located inside Harris County Improvement District No. 17.

2. On November 30, 2015, the Parties filed a Joint Motion to Abate in this docket until January 29, 2016.

3. On December 2, 2015, the ALJ issued Order No. 7 Continuing Abatement and requiring parties to file a joint status report by January 29, 2016.

4. The Parties are still communicating and working toward resolution of this matter. However, more time is needed to determine if a State Office of Administrative Hearings ("SOAH") contested case hearing will be required for resolution. Therefore, the Parties hereby request continued abatement until February 29, 2016.

6. On or before February 29, 2016, the Parties will file another status report requesting either a new procedural schedule or continued abatement. Commission Staff will file a recommendation regarding the application if referral to SOAH is no longer warranted.

7. Counsel for Aqua Texas conferred with counsel for the other Parties regarding this Motion. They support this Motion and have authorized Counsel for Aqua Texas to file same.

PRAYER

WHEREFORE, PREMISES CONSIDERED, the Parties respectfully request jointly that the Administrative Law Judge continue abatement in this proceeding until February 29, 2016 as described herein to allow Aqua Texas and the City of Tomball additional time to discuss the Application without a SOAH referral.

Respectfully submitted,

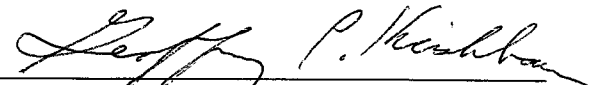
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ATTORNEYS FOR AQUA TEXAS, INC.

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on January 28, 2016 in accordance with P.U.C. Procedural Rule 22.74.


Geoffrey P. Kirshbaum