

Control Number 44534



Item Number 34

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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 §

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AQUA TEXAS' MOTION FOR EXTENSION OF TIME

COMES NOW Aqua Texas, Inc. d/b/a Aqua Texas (Aqua) and files this Motion to Extend Commission Staff's deadline to respond to Order No. 10. In support, Applicant would show as follows.

1. On March 13, 2015, Aqua filed an application with the Public Utility Commission of Texas (Commission) to amend its water and sewer certificates of convenience and necessity (CCN) Nos. 13203 and 21065, respectively, in Harris County (Application). Aqua seeks to amend its CCNs in order to provide retail water and wastewater utility services to a commercial development within the boundaries of Harris County Improvement District No. 17.
2. On April 12, 2016, Order No. 10 provided until August 25, 2016 for Commission Staff to request a hearing or file a recommendation on final disposition.
3. Since that deadline was established, the City of Houston (Houston) has reached out to both Commission Staff and Aqua regarding the issue of Houston consent to the Application under TWC §13.245. Houston is not a party in this docket, but Commission Staff has encouraged discussions between Houston and Aqua concerning the consent issue. Houston has requested that Commission Staff delay its final recommendation on the Application until Houston decides whether it will affirmatively consent to same. Houston has indicated it will convey its position within the next week. With that understanding, neither Commission Staff nor Aqua are opposed to the request

and have determined it would be reasonable to move Commission Staff's recommendation deadline to September 2, 2016.

4. Therefore, for good cause shown, Aqua respectfully requests an extension of Commission Staff's deadline to file its response to Order No. 10 of eight days (from August 25, 2016 to September 2, 2016) to allow Aqua and Houston to finalize discussions regarding the Application and the TWC §13.245 issue.

5. No danger, harm or prejudice would be created by extending the deadline for Commission Staff to file a response to Order No. 10 by eight days.

6. The undersigned conferred with counsel for Commission Staff regarding the extension requested in this motion. Commission Staff's counsel has agreed to the requested extension.

7. This Motion is not filed for the purpose of delay, but so that justice may be done.

Prayer

For the forgoing reasons, Aqua respectfully requests the Honorable Administrative Law Judge grant this Motion for Extension of Time for Commission Staff to file a response to Order No. 10 and set the new deadline for September 2, 2016.

Respectfully submitted,

THE TERRILL FIRM, P.C.

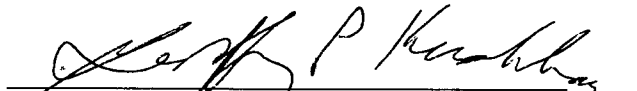
By: 

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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 August 24, 2016 in accordance with P.U.C. Procedural Rule 22.74.


Geoffrey P. Kirshbaum