



Control Number: 44992



Item Number: 14

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APPLICATION OF TEXAMERICA CENTER AND RIVERBEND WATER RESOURCES DISTRICT FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN BOWIE COUNTY	§ § § § § §	PUBLIC UTILITY COMMISSION OF TEXAS	SESSION 18 AM 10:23 PUBLIC UTILITY COMMISSION FILING CLERK
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COMMISSION STAFF'S REQUEST FOR EXTENSION

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Request for Extension. In support thereof, Staff shows the following:

I. BACKGROUND

On July 30, 2015, TexAmerica Center (TexAmerica) and Riverbend Water Resource District (Riverbend) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Bowie County (Application). TexAmerica currently possesses retail water Certificate of Convenience and Necessity (CCN) No. 13210 and sewer CCN No. 21067. Riverbend seeks to purchase the water and sewer facilities from TexAmerica.

On September 21, 2015, the Administrative Law Judge issued Order No. 3, which established a procedural schedule that required Staff to file a final recommendation by December 7, 2015 and fixed the 120-day deadline for Commission action as December 31, 2015.

II. EXTENSION REQUEST

Staff requests additional time to finalize the financial review, and respectfully asks until December 22, 2015 to file a final recommendation. In addition, Staff notes that, in response to Order No. 2, Staff incorrectly calculated the 120-day deadline. Under 16 Tex. Admin. Code § 24.109(a),

the 120-day period begins on the last date of whichever of the following events occur: (1) the date the applicant files an application under this section; (2) if mailed notice is required, the last date the applicant mailed the required notice as stated in the applicant's affidavit of notice; or (3) if newspaper notice is

required, the last date of the publication of the notice in the newspaper as stated in the affidavit of publication.

In this docket, the last event is the last date that the applicant mailed the required notice, which is September 23, 2015. Staff should have recommended that the 120-day deadline is January 21, 2015. Thus, Staff respectfully requests a modified procedural schedule that requires Staff to file a final recommendation by December 22, 2015, and fixes the 120-day deadline as January 21, 2015.

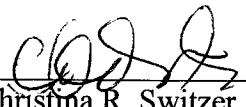
III. CONCLUSION

Staff respectfully requests that the ALJ issue an order consistent with this Request for Extension.

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

Stephen Mack
Managing Attorney
Legal Division

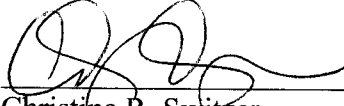


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DOCKET NO. 44992

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on November 18, 2015, in accordance with 16 TAC § 22.74.



Christina R. Switzer