

Control Number: 46078



Item Number: 13

Addendum StartPage: 0

RECEIVED

2016 AUG -5 PM

PUBLIC UTILITY COMM  
FILING CLERK

PETITION OF MONTERREY  
OAKS, LTD TO AMEND THE CITY  
OF SPLENDORA'S CERTIFICATE  
OF CONVENIENCE AND  
NECESSITY IN MONTGOMERY  
COUNTY BY EXPEDITED  
RELEASE

§  
§  
§  
§  
§  
§  
§

PUBLIC UTILITY COMMISSION  
OF TEXAS

**CITY OF SPLENDORA'S REQUEST FOR EXTENSION IN RESPONSE TO STAFF'S  
SECOND RECOMMENDATION ON SUFFICIENCY**

COMES NOW, the City of Splendor (the "City") and files this Request for Extension in Response to Commission Staff's Second Recommendation on Sufficiency. In support of its Request, the City shows as follows:

1. On July 21 2016, the City filed with the Public Utility Commission ("Commission") a Motion to Intervene and Request for Public Hearing in response to the petition filed by Monterrey Oaks, LTD ("Monterrey"). On July 29, 2016, Order No. 3 was issued granting intervention.

2. On August 4, 2016, Commission Staff filed its Second Recommendation on Sufficiency finding Monterrey's petition administratively complete and proposed a procedural schedule with a proposed deadline for Splendor to file a response to the administratively complete petition within "seven (7) days from the date of the Order deeming the petition administratively complete."

3. To sufficiently address matters relevant for the Commission's consideration, the City respectfully requests that the Commission allow the City additional time than what is recommended by Staff in its Second Recommendation on Sufficiency to identify, prepare, and submit a response to the petition. The City requests an additional seven (7) days, for a total of

13

fourteen (14) days, from the date of the Order to file a response to the administratively complete petition.

4. This additional time to respond will provide the City and its consultants with an appropriate amount of time to coordinate and prepare its response. During this time of year, such a short response period is challenging to coordinate given the prior commitments of the City and its representatives. As of the date of this filing, the City's primary representative is out of town and anticipates being out of town the majority of next week. The City's response is a fact-intensive endeavor that requires manual review of City records pertinent in addressing the issues raised heretofore, including documentation for the City's water system. The City has already initiated this process and anticipates the requested additional time is adequate to develop an appropriate response.

5. This request for additional time to respond is not sought for purposes of delay, but so that the City may appropriately respond. The City has made no prior requests for additional time to reply to Staff's recommendations and preemptively requests this additional time upon initial assessment of the amount of fact-gathering required to fully respond. In the interest of efficiency and expeditious resolution of this matter, the City limits its request to only one additional week. The City is confident that it will be able to make constructive use of the additional time to develop a fully-informed response to the petition for the Commission's consideration.

6. In the alternative, for each day after today that an order is not issued the City reduces its request for an extension by one day.

WHEREFORE PREMISES CONSIDERED, the City of Splendor respectfully requests that it be allowed fourteen (14) days from the date of the Order deeming the petition administratively complete to respond to the petition.

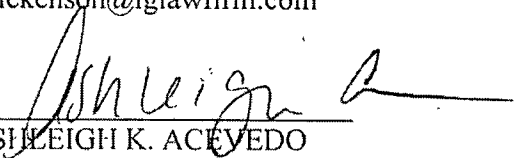
Respectfully submitted,

**LLOYD GOSSELINK ROCHELLE &  
TOWNSEND, P.C.**

**816 Congress Avenue, Suite 1900  
Austin, Texas 78701  
(512) 322-5800  
(512) 472-0532 (Fax)**

DAVID J. KLEIN  
State Bar No. 24041257  
dklein@lglawfirm.com

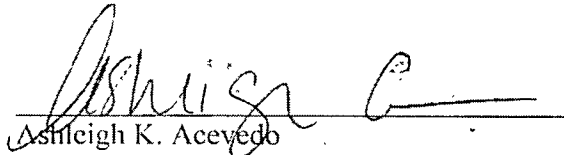
CHRISTIE DICKENSON  
State Bar No. 24037667  
cdickenson@lglawfirm.com

  
\_\_\_\_\_  
ASHLEIGH K. ACEVEDO  
State Bar No. 24097273  
aacevedo@lglawfirm.com

**ATTORNEYS FOR CITY OF SPLENDORA**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was transmitted by fax, hand-delivery and/or regular, first class mail on this 5th day of August, 2016 to the parties of record.

  
\_\_\_\_\_  
Ashleigh K. Acevedo