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APPLICATION OF EL PINON WATER §
SUPPLY AND SIMPLY AQUATICS, §
INC. FOR SALE, TRANSFER OR §
MERGER OF FACILITIES AND §
CERTIFICATE RIGHTS IN SAN §
AUGUSTINE COUNTY §

PUBLIC UTILITY COMMISSION

OF TEXAS

COMMISSION STAFF'S REQUEST FOR MODIFICATION OF PROCEDURAL SCHEDULE

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

I. Background

On July 14, 2016, El Pinon Water Supply (El Pinon) and Simply Aquatics, Inc. (Simply Aquatics) (collectively the Applicants) filed an application for the sale, transfer, or merger of facilities and certificate rights in San Augustine County. Specifically, Simply Aquatics seeks approval to acquire all of the water system assets of El Pinon held under water certificate of convenience and necessity (CCN) No. 12206. If approved, Simply Aquatics will be issued a water CCN and CCN No. 12206 will be cancelled. The total area being requested includes approximately 69 acres and serves 76 current customers.

On June 6, 2017, Order No. 9 was entered permitting the transaction proposed in the application to proceed and instructed the parties to provide documentation that all assets were transferred, and that the disposition of any remaining deposits were addressed pursuant to 16 TAC § 24.109(f). On August 9, 2017, El Pinon filed a Bill of Sale and statement that all records and deposits had been turned over to Simply Aquatics. Order No. 10 deemed closing documents filed by the Applicants sufficient.

Order No. 10 allowed the Applicants until September 27, 2017 to file consent forms and allowed Staff until October 17, 2017 to file a final recommendation. To date, Staff has not yet

received the consent forms from the Applicants, but has been informed that they are in the mail. Therefore, Staff requests a modification to the procedural schedule.

II. Proposed Modification to Procedural Schedule

Staff recommends the following procedural schedule be adopted for the continued processing of this docket:

Event	Date
Deadline for Applicant to provide signed consent forms with the Commission	October 20, 2017
Deadline for Commission Staff to file a final recommendation on the Application	November 10, 2017
Deadline for parties to file joint proposed findings of fact and conclusions of law.	November 22, 2017

III. Conclusion

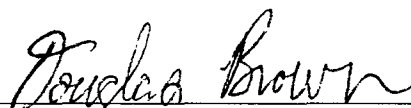
Staff respectfully requests that an order be issued consistent with this Recommendation.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Stephen Mack
Managing Attorney

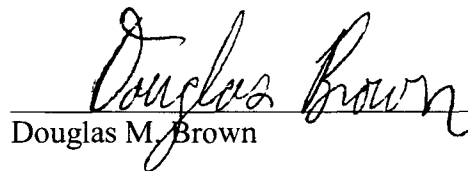


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DOCKET NO. 46169

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 17, 2017, in accordance with 16 TAC § 22.74.



Douglas M. Brown