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**APPLICATION OF VISTA VERDE §
WATER SYSTEMS, INC. AND SIMPLY §
AQUATICS, INC. FOR SALE, §
TRANSFER OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN MONTGOMERY 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, Vista Verde Water Systems, Inc. (Vista Verde) and Simply Aquatics, Inc. (Simply Aquatics) (collectively the Applicants) filed an application for the sale, transfer, or merger of facilities and certificate rights in Montgomery County. Specifically, Simply Aquatics seeks approval to acquire all of the water system assets of Vista Verde held under water certificate of convenience and necessity (CCN) No. 13034. If approved, Simply Aquatics will be issued a water CCN and CCN No. 13034 will be cancelled. The total area being requested includes approximately 346 acres and serves 45 current customers.

On June 6, 2017, Order No. 10 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, Vista Verde filed a Bill of Sale and statement that all records and deposits had been turned over to Simply Aquatics. Order No. 12, filed August 28, 2017, deemed closing documents filed by the Applicants sufficient.

Order No. 12, filed October 4, 2017, granted Staff's request for an extension and allowed the Applicants until October 13, 2017 to file consent forms and allowed Staff until October 27, 2017 to file a final recommendation and proposed notice of approval. On October 17, 2017,

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Applicant's filed a form of consent, but the consent form for Vista Verde is not sufficient and an amended consent is necessary. Additional time is required for a new consent to be filed and the drafting of Staff's recommendation and proposed notice of approval. 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 27, 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 pleading.

Dated: October 25, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 25, 2017, in accordance with 16 TAC § 22.74.



Karen S. Hubbard
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