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DOCKET NO. 47396

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**APPLICATION OF UNDINE TEXAS, §
LLC AND SUBURBAN UTILITY §
COMPANY FOR SALE, TRANSFER, OR §
MERGER OF FACILITIES AND §
CERTIFICATE RIGHTS IN HARRIS §
COUNTY §
§**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

COMMISSION STAFF’S MOTION FOR AN EXTENSION OF TIME

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this motion.

I. BACKGROUND

On July 12, 2017, Undine Texas, LLC (Undine) filed an application for approval to acquire Suburban Utility Company (Suburban) pursuant to Texas Water Code § 13.301 (West 2007 & Supp. 2016) (TWC) and 16 Tex. Admin. Code § 24.109 (TAC).¹

On September 11, 2017, Order No. 4 was entered, requiring Staff to file a recommendation and parties to file a stipulation resolving all issues in the proceeding by September 8, 2017.² This pleading is timely filed.

II. MOTION

The parties have engaged in substantive settlement discussions regarding the issues in this proceeding, and the parties are working towards finalizing and stipulation resolving all issues in this proceeding. Due to parties’ obligations regarding Hurricane Harvey, the parties have been unable to complete their agreement at this time.

Staff respectfully requests an extension of time until **October 9, 2017** to file a recommendation on the entry of an order to proceed with the proposed transaction or to request a

¹ Application (Jul. 12, 2017).

² Order No. 4 (September 11, 2017).

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hearing. Staff also respectfully requests an extension of time for parties to file a stipulation resolving all issues in the proceeding until **October 9, 2017**. Staff anticipates that this extension will not adversely impact the Commission's deadline to set this matter for a hearing, if any, by December 16, 2017.³

Staff has conferred with representatives for Undine, the Office of Public Utility Counsel, and the Castlewood Civic Club and Steven Adame, Sr. and Connie Esparza. These parties indicated that they are not opposed to Staff's motion.

³ The Commission may require a hearing prior to the expiration of 120 days from the completion of notice. 16 TAC § 24.109(j). Notice was completed on August 18, 2017. Undine Texas LLC's Proof of Notice by Affidavit (Aug. 21, 2017).

Date: September 21, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

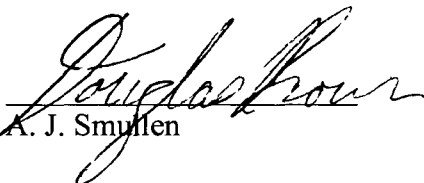
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CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on September 21, 2017 in accordance with 16 TAC § 22.74.



A. J. Smullen