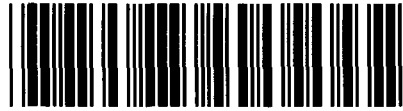




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DOCKET NO. 48746

**APPLICATION OF THE CITY OF
MARSHALL TO AMEND ITS WATER
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN HARRISON
COUNTY**

**§ PUBLIC UTILITY COMMISSION
§ OF TEXAS**

COMMISSION STAFF'S FINAL RECOMMENDATION

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this response to Order No. 4, Staff's Final Recommendation. In support thereof, Staff shows the following:

I. BACKGROUND

On October 9, 2018, the City of Marshall (City) filed an application to amend water certificate of convenience and necessity (CCN) number 11064 in Harrison County. Applicant proposes to amend its CCN to include its current customer base and extend its services outside its city limits. The requested service area consists of approximately 15,127 acres and 1,124 current customers.

On August 29, 2019, the Administrative Law Judge (ALJ) issued Order No. 6, requiring Staff to file either a revised final recommendation or a status report advising that it sees no need to revise the final recommendation that it filed on April 11, 2019. This pleading is therefore timely filed.

II. STATUS REPORT

On September 27, 2019, Staff filed its First Request for Information (RFI) to the City. These RFIs were in relation to mapping questions regarding the location of certain boundaries, potential customers, and existing customers. On October 14, 2019, the City responded to this RFI. The response provided by the City of Marshall omitted certain information inquired about by Staff. Specifically, Staff RFI 1-2 requested a "detailed map, separate than that requested in Staff 1-1, identifying the location of the following items:

- a) Existing water or sewer facilities for production, transmission, distribution, collection, and treatment within the boundaries of the existing CCN;

1, 2

- b) Existing water or sewer facilities for production, transmission, distribution, collection, and treatment within the boundaries of the requested areas;
- c) Proposed water or sewer facilities for production, transmission, distribution, collection, and treatment within the boundaries of the existing CCN; and
- d) Proposed water or sewer facilities for production, transmission, distribution, collection, and treatment within the boundaries of the requested areas;”

Consequently, Staff anticipates submitting a second set of RFIs to obtain additional information and to address the mapping questions contained in Staff RFI 1-2. Staff requires time to review the information submitted by the City in their October 14, 2019 Response to Staff’s First RFI, and to enable Staff to gather additional mapping information with a second set of RFIs.

III. MOTION FOR EXTENSION OF TIME

Staff respectfully requests that the ALJ grant an extension until November 29, 2019 for the parties to file a Proposed Order, so that the City has time to provide Staff with the necessary information to continue with the processing of this docket, and so that Staff has the time to review any additional requested information.

IV. CONCLUSION

Staff respectfully requests that the ALJ accept this Status Report and issue an order granting the Motion for Extension of Time.

Dated: October 15, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Rachelle Nicolette Robles
Managing Attorney

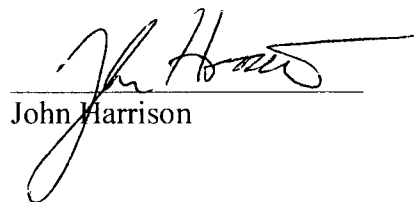


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 15, 2019, in accordance with 16 TAC § 22.74.



John Harrison