



Control Number: 49230



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APPLICATION OF TIMBERLANE	§	PUBLIC UTILITY COMMISSION
WATER SYSTEM, INC. AND	§	OF TEXAS
SIMPLY AQUATICS, INC. FOR	§	
SALE, TRANSFER, OR MERGER OF	§	
FACILITIES AND CERTIFICATE	§	
RIGHTS IN SABINE COUNTY	§	

**COMMISSION STAFF’S REQUEST FOR EXTENSION AND REVISED PROCEDURAL SCHEDULE**

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

**I. BACKGROUND**

On February 15, 2019, Simply Aquatics, Inc. (Simply Aquatics) and Timberlane Water System, Inc. (Timberlane) (collectively, applicants) filed an application for the sale, transfer, or merger of facilities and certificate rights in Sabine County, Texas. Specifically, the Applicants seek to transfer Timberlane’s facilities and service area under water Certificate of Convenience and Necessity (CCN) No. 12336 to Simply Aquatics.

On September 29, 2020, Order No. 18 in this proceeding was filed, establishing a procedural schedule and requiring the parties to file a joint proposed notice of approval, including proposed findings of fact, conclusions of law, and ordering paragraphs, by November 19, 2020. Therefore, this pleading is timely filed.

**II. REQUEST FOR EXTENSION**

Under 16 Texas Administrative Code (TAC) § 22.4(b), Staff may request that the time allowed for filing any documents be extended for good cause. Staff notes that the procedural schedule established in Order No. 18 did not provide a deadline for Staff to file a recommendation on approval of the sale and CCN amendment or to request a hearing. In order to allow time for Staff to prepare and file a recommendation on final disposition of the application, Staff respectfully requests that the deadline for the parties to file a joint proposed notice of approval be extended until January 8, 2021 and that the procedural schedule be revised as follows:

Event	Deadline
Deadline for Staff to request a hearing or file a recommendation on approval of the sale and on the CCN amendment	December 18, 2020
Deadline for Applicants to respond to Staff's request for hearing or recommendation on approval of the sale	December 31, 2020
Deadline for parties to jointly file a proposed notice of approval, including proposed findings of fact, conclusions of law, and ordering paragraphs	January 8, 2021

### III. CONCLUSION

Staff respectfully requests that the deadline for the parties to file a joint proposed notice of approval be extended until January 8, 2021 and that the above-proposed revised procedural schedule be adopted.

Dated: November 17, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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/s/Courtney Dean  
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**DOCKET NO. 49230**

**CERTIFICATE OF SERVICE**

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on November 17, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/Courtney Dean \_\_\_\_\_  
Courtney N. Dean