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APPLICATION OF THE CITY OF FORT
WORTH FOR A SEWER CERTIFICATE
OF CONVENIENCE AND NECESSITY
IN TARRANT, DENTON, WISE AND
PARKER COUNTIES

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BEFORE THE
PUBLIC UTILITY COMMISSION
FILING CLERK

PUBLIC UTILITY COMMISSION
OF TEXAS

UNOPPOSED MOTION TO MODIFY PROCEDURAL SCHEDULE

COMES NOW, the City of Fort Worth (“City”), and files this Unopposed Motion to Modify Procedural Schedule (“Motion”), and, in support thereof, would respectfully show as follows:

I. BACKGROUND

On March 1, 2019, the City filed an application with the Public Utility Commission of Texas (“Commission”) to obtain a sewer Certificate of Convenience and Necessity in Tarrant, Denton, Wise, and Parker Counties, Texas (the “Application”). The City filed an Application Amendment on October 16, 2019, a First Supplement to Amended Application on February 20, 2020, a Second Supplement to Amended Application on May 19, 2020, and a Third Supplement to Amended Application on November 12, 2020 (the Application, as amended and supplemented, is the “Amended Application”). On January 8, 2021, Commission Staff filed its Final Recommendation, recommending that the Amended Application not be approved at that time. On January 13, 2021, the City and Commission Staff (collectively, “Movants”) filed a Joint Motion to Modify Procedural Schedule. Order No. 21, issued on January 19, 2021, granted Movants’ Joint Motion to Modify Procedural Schedule and established a deadline of March 16, 2021 for Commission Staff to amend the Final Recommendation, if necessary. Therefore, this Motion is timely filed.

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II. UNOPPOSED MOTION TO MODIFY PROCEDURAL SCHEDULE

The City hereby respectfully requests that the Procedural Schedule established by Order No. 21 be modified as follows:

Event	Date
Deadline for Commission Staff to file an amended final recommendation (if applicable)	April 15, 2021
Deadline to request a hearing	April 22, 2021
If no hearing is requested, deadline for parties to file joint proposed findings of fact, conclusions of law, and ordering paragraphs	May 13, 2021

Pursuant to 16 Texas Administrative Code § 22.4(b), “the time for filing any documents may be extended, upon the filing of a motion, prior to the expiration of the applicable period of time, showing that there is good cause for such extension of time and that the need for the extension is not caused by the neglect, indifference, or lack of diligence.” Good cause exists for the requested extension because the City is coordinating with Commission Staff to address the concerns identified in Commission Staff’s Final Recommendation.

The City has communicated with counsel for Commission Staff regarding this Motion, and such counsel represented that his client is not opposed to this Motion.

III. CONCLUSION AND PRAYER

Based on the foregoing, the City respectfully requests that the Administrative Law Judge enter an order adopting the Procedural Schedule proposed above, and grant all other relief as is necessary and proper to effectuate the requests contained herein.

Respectfully submitted,

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TOWNSEND, P.C.**

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**ATTORNEYS FOR THE CITY OF FORT
WORTH**

CERTIFICATE OF CONFERENCE

The undersigned counsel certifies that he has conferred with Commission Staff's legal counsel regarding this Motion and that such counsel agrees to the relief requested herein.



Maris M. Chambers

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 March 16, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.



Maris M. Chambers