



Control Number: 49382



Item Number: 31

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APPLICATION OF NERRO SUPPLY, §
LLC AND UNDINE TEXAS §
ENVIRONMENTAL, LLC FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN CHAMBERS, HARRIS, §
AND WALKER COUNTIES §

2019 AUG 16 PM 2:32
PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
STATE OF TEXAS

COMMISSION STAFF’S REQUEST FOR EXTENSION OF TIME

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest and files this Staff’s Request for Extension of Time, and would show the following:

I. BACKGROUND

On March 27, 2019, Nerro Supply, LLC (Nerro), and Undine Texas Environmental, LLC (Undine) (collectively, Applicants), filed an application for Sale, Transfer, or Merger of Facilities and Certificate Rights in Chambers, Harris, and Walker Counties, Texas. Specifically, the Applicants seek to sell and transfer portions of Nerro's facilities and service area under sewer certificate of convenience and necessity (CCN) No. 20366 to Undine's CCN No. 20816. The requested transfer includes service area within the Bayridge Subdivision and Oaks at Houston Point in Chambers County; Wildwood Shores in Walker County; and Greens Bayou Fabrication Yard in Harris County.

On May 1, 2019, the Commission administrative law judge (ALJ) issued Order No. 2, finding the application deficient and requiring Applicants to file a supplement to cure deficiencies by May 29, 2019. On May 28, 2019, Applicants filed a request for a 21-day extension to submit information intended to cure the identified deficiencies.

On May 29, 2019, the Commission ALJ issued Order No. 3, granting Applicants request for an extension. On June 19, 2019, Applicants filed supplemental information to cure the application deficiencies.

On July 18, 2019, the Commission ALJ issued Order No. 4, finding the application administratively complete and requiring the Applicants to file proof of notice by August 19, 2019. On July 19, 2019, Undine filed a Request for Waiver, requesting that the requirement for published

notice be waived. Order No. 4 also required Staff to file a recommendation on the sufficiency of notice within 10 days of applicants filing proof of completed notice. Applicants filed proof of notice on August 8, 2019. Therefore, this pleading is timely filed.

II. REQUEST FOR EXTENSION

Pursuant to 16 Texas Administrative Code (TAC) § 22.4(b), Staff may request that the time allowed for filing any documents be extended for good cause. Because Staff cannot offer a recommendation on the sufficiency of notice until Undine's waiver request is ruled upon by the Commission ALJ, Staff respectfully requests an extension of time until ten days following the issuance of an order regarding Undine's waiver request.

III. CONCLUSION

Staff respectfully requests the entry of an order consistent with the above request.

Dated: August 16, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney

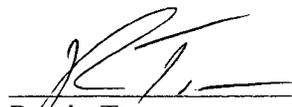


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DOCKET NO. 49382

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on August 16, 2019, in accordance with 16 Texas Administrative Code § 22.74.



Rustin Tawater