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DOCKET NO. 49560

APPLICATION OF GREENWOOD	§	PUBLIC UTILITY COMMISSION
WATER CORPORATION FOR AN	§	
ANNUAL RATE ADJUSTMENT	§	OF TEXAS
UNDER TEXAS WATER CODE	§	
§ 13.1872	§	

COMMISSION STAFF'S REQUEST FOR EXTENSION

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. In support, Staff would show the following:

I. BACKGROUND

On May 21, 2019, Echo Hills P.O.A. (Echo Hill) filed an application for exempt utility registration of the 8976 Ruby Lane Frankston water system pursuant to Texas Water Code (TWC) § 13.242(c) and 16 Texas Administrative Code (TAC) § 24.229(e).

On May 23, 2019, the Commission administrative law judge (ALJ) issued Order No. 1, which required Staff to file comments on the administrative completeness of the application, how the application should be processed, and propose a procedural schedule, if necessary, by June 20, 2019. On June 20, 2019, Staff recommended that the application be found administratively complete and suggested a procedural schedule. The ALJ issued Order No. 2 on June 26, 2019, which set a deadline of August 14, 2019 for Staff to file its recommendation on final disposition. On that date, Staff recommended that the application be approved. Subsequently, on August 28, 2019, Staff submitted a motion to admit evidence along with a proposed order. Order No. 3, issued on August 30, 2019, granted the motion to admit evidence.

However, Order No. 4, issued on September 3, 2019, required the applicant to submit, by September 23, 2019, a pleading explaining: who owns the well and associated equipment for the purpose of selling potable water; Ms. Brown's relationship to Echo Hills POA and the basis of her legal authority, if any, to speak on the POA's behalf; the full name of Echo Hills POA; and provide any additional information that will be helpful in determining in whose name the exempt utility registration and tariff should be issued. The ALJ further ordered that, if Echo Hills POA is a legal entity of some sort, the record be supplemented to reflect that status. Order No. 4 also required

Staff to file, by October 7, 2019, a recommendation regarding in whose name the exempt utility registration and tariff should be issued, including, if appropriate, a revised registration and tariff.

On October 7, 2019, Staff filed its response to Order No. 4. Because Echo Hill had not yet filed a pleading providing the information requested in Order No. 4, Staff requested that the ALJ reiterate its request to the applicant. On October 9, 2019, the ALJ issued Order No. 5, which established November 7, 2019, as the new deadline by which Echo Hill must file a pleading providing the additional information requested in Order No. 4. Order No. 5 also established a December 9, 2019 deadline for Staff to provide its recommendation regarding in whose name the exempt utility registration and tariff should be issued, including, if appropriate, a revised registration and tariff. Therefore, this pleading is timely filed.

II. REQUEST FOR EXTENSION

Pursuant to 16 TAC § 22.4(b), Staff may request that the time allowed for filing any documents be extended for good cause. On October 28, 2019, applicant filed a letter of protest in response to Order No. 5. The letter included information regarding Bobbie Brown's relationship with Echo Hill and the name of Echo Hills POA. Staff has since contacted Echo Hill in an effort to obtain documents that would allow Staff to make a recommendation on the appropriate name in which the exempt utility registration and tariff should be issued, and applicant is currently working to produce those documents.

As such, Staff requests that the deadline its recommendation regarding in whose name the exempt utility registration and tariff should be issued, including, if appropriate, a revised registration and tariff, be extended to December 30, 2019.

III. CONCLUSION

For the reasons discussed above, Staff respectfully requests that the ALJ grant an extension of time to file a recommendation regarding in whose name the exempt utility registration and tariff should be issued, including, if appropriate, a revised registration and tariff.

Dated: December 9, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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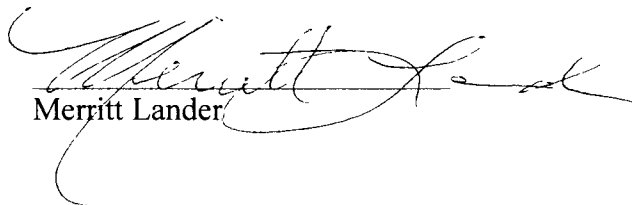


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on December 9, 2019, in accordance with 16 TAC § 22.74.



Merritt Lander