

Control Number: 49660



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PROJECT NO. 49660

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| APPLICATION OF NI AMERICA | § | PUBLIC UTILITY COMMISSION |
| TEXAS, LLC AND MONARCH | § | |
| UTILITIES I L.P. FOR SALE, | § | OF TEXAS |
| TRANSFER, OR MERGER OF | § | |
| FACILITIES AND CERTIFICATE | § | |
| RIGHTS IN TRAVIS COUNTY | § | |

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 Commission Staff’s Request for Extension. In support, Staff would show the following:

I. BACKGROUND

On June 21, 2019, NI America Texas, LLC (NI America Texas) and Monarch Utilities I L.P. (Monarch) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of sewer facilities and certificate rights (CCN) in Johnson and Wise counties. Specifically, Applicants seek to transfer all of NI America's water service area to Monarch's water service area under CCN number 12983 and the cancelation of NI America Texas' s CCN number 11922. The requested transfer area includes approximately 5,225 acres with 1,166 current customers. The Applicants filed supplemental information on August 22, September 6, and September 11, 2019.

On September 30, 2019, Order No. 4 was issued, establishing a deadline of 10 days after Applicants' filing proof of notice for Staff to file a recommendation on that notice. On October 15, 2019, Applicants filed information attesting to notice for this application. Staff’s deadline for filing a recommendation on notice was set to October 25, 2019. On that date, Staff submitted a filling that recommended that notice be found sufficient.

On October 30, 2019, the administrative law judge (ALJ) issued Order No. 5, which found notice to be sufficient and established a deadline of December 12, 2019 for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment. Order No. 5 also established a deadline of January 13, 2020 for parties to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed.

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. In its review of the Applicants' filings, Staff concluded that additional information was necessary to provide a final recommendation. Staff is requesting that information in its first set of RFIs, which were filed on December 10, 2019.

As such, Staff requests that the deadline for 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 January 13, 2020. Staff further requests that the deadline to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed be extended to January 27, 2020.

III. CONCLUSION

For the reasons discussed above, Staff respectfully requests that the ALJ grant an extension of time to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment.

Dated: December 18, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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Division Director

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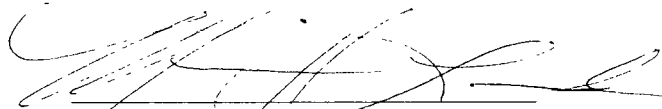


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record
December 18, 2019 in accordance with 16 TAC § 22.74.



Merritt Lander