

Control Number: 49691



Item Number: 16

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APPLICATION OF PERRY WATER §
SUPPLY CORPORATION AND TRI- §
COUNTY SPECIAL UTILITY §
DISTRICT FOR SALE, TRANSFER, §
OR MERGER OF FACILITIES AND §
CERTIFICATE RIGHTS IN FALLS, §
MCLENNAN, ROBERTSON AND §
LIMESTONE COUNTIES §

PUBLIC UTILITY COMMISSION

OF TEXAS

COMMISSION STAFF'S UNOPPOSED REQUEST FOR EXTENSION

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

I. BACKGROUND

On July 1, 2019, Perry Water Supply Corporation (Perry WSC) and Tri-County Special Utility District (Tri-County SUD) (collectively, Applicants) filed an application for sale, transfer, or merger (STM) of facilities and certificate rights in Falls County, Texas. Specifically, Perry WSC seeks to transfer its water service area and facilities under Certificate of Convenience and Necessity No. 11129 to Tri-County SUD. The service area to be transferred includes 606 acres and 136 current customers.

Order No. 5, issued November 1, 2019, found Applicants' notice sufficient and adopted a procedural schedule for further processing of this docket. Under the procedural schedule, Staff must request a hearing or file a recommendation on the approval of the proposed transaction by December 4, 2019. Therefore, this pleading is timely filed.

II. REQUEST FOR EXTENSION

Staff requests that its deadline to request a hearing or file a recommendation on the approval of the proposed transaction be extended to December 20, 2019. 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. The Texas Commission on Environmental Quality's database is showing that Tri-County SUD has unresolved arsenic violations, and Staff needs more information before it can make a recommendation on approval of the sale. Thus, Staff is requesting additional time to propound discovery related to this issue. Staff has contacted counsel for Tri-

County SUD and the representative for Perry WSC listed in the application who stated that Applicants are not opposed to the requested extension.

III. PROPOSED AMENDED PROCEDURAL SCHEDULE

In accordance with Staff's request for an extension, Staff proposes the following amended procedural schedule:

Event	Date
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	December 20, 2019
Deadline for parties to file a response to Staff's recommendation	January 3, 2020
Deadline for parties to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed.	January 17, 2020
120-day deadline for the Commission to approve the sale or require a hearing	February 1, 2020 ¹

IV. CONCLUSION

Staff respectfully requests that its deadline to request a hearing or file a recommendation on the approval of the proposed transaction be extended to December 20, 2019, and that the amended procedural schedule proposed above be adopted.

Dated: November 20, 2019

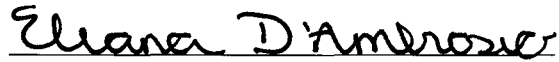
¹ Pursuant to 16 TAC § 24.239(a) and (j), the deadline for Commission action is 120 days after the mailing or publication of notice, if required), whichever occurs later. Because Staff did not recommend notice by publication, Staff is using October 4, 2019, as the date notice was completed. One hundred and twenty days after October 4, 2019 is February 1, 2020.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

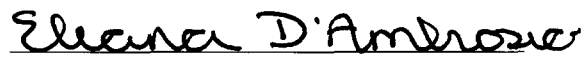
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**DOCKET NO. 49691
CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on November 20, 2019, in accordance with 16 TAC § 22.74.



Eleanor D'Ambrosio