

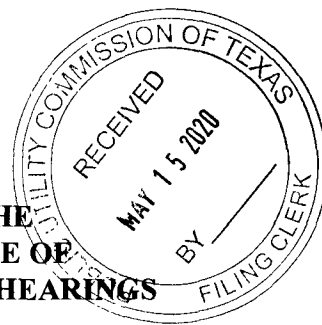
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PUC DOCKET NO. 49795  
SOAH DOCKET NO. 473-20-1118



COMPLAINT OF PETTY GROUP, LLP §  
AGAINST RIO GRANDE ELECTRIC §  
COOPERATIVE, INC. §

BEFORE THE  
STATE OFFICE OF  
ADMINISTRATIVE HEARINGS

**AGREED STATUS REPORT**

Petty Group, LLP (“Petty”) hereby submits this Agreed Status Report in compliance with the Administrative Law Judge’s (“ALJ”) April 15, 2020 Order No. 5, *Amending and Abating Procedural Schedule*. Representatives and counsel of Petty and Rio Grande Electric Cooperative, Inc. (“RGEC”) intend to meet to conduct mediation on June 3, 2020. The Parties will continue to keep the ALJ apprised of further developments in this matter.

Respectfully submitted,

/s/Meghan E. Griffiths

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ATTORNEYS FOR PETTY GROUP, LLP

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the forgoing was served on all parties of record in this proceeding on the 15th day of May, 2020 by electronic mail.

*/s/ Jennifer Ferri*

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Jennifer Ferri

**DOCKET NO. 50571**

<b>APPLICATION OF XIT RURAL</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>TELEPHONE COOPERATIVE, INC. FOR</b>	<b>§</b>	
<b>TRUE UP OF 2017 FEDERAL</b>	<b>§</b>	<b>OF TEXAS</b>
<b>UNIVERSAL SERVICE FUND IMPACTS</b>	<b>§</b>	
<b>TO THE TEXAS UNIVERSAL SERVICE</b>	<b>§</b>	
<b>FUND</b>	<b>§</b>	

**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 Request for Extension. In support thereof, Staff shows the following:

**I. BACKGROUND**

On February 20, 2020, XIT Rural Telephone Cooperative, Inc. (XIT Rural) filed a true-up report in accordance with Findings of Fact Nos. 17 and 18 of the Final Order in Docket No. 48904.<sup>1</sup> In Docket No. 48904, the Commission determined that the Federal Communications Commission's actions were reasonably projected to reduce the amount that XIT Rural received in Federal Universal Service Fund (FUSF) revenue by \$834,833 for calendar year 2017. Based on the data, calculations, supporting documentation and affidavits included in the application, XIT Rural asserts that the actual impact in the FUSF revenue reductions for calendar year 2017 was \$809,012. Therefore, XIT Rural asserts it is due to return to the Texas Universal Service Fund a total amount of \$25,822 that was over-recorded for calendar year 2017.

On March 24, 2020, Order No. 2 was issued, requiring Staff to file a recommendation on final disposition in this docket on or before May 18, 2020. 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. Staff is working with XIT Rural to obtain additional information that is needed for Staff to make a recommendation on final disposition. XIT Rural is

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<sup>1</sup> *Application of XIT Rural Telephone Cooperative, Inc. to Recover Funds from the Texas Universal Service Fund Under PURA § 56.025 and 16 TAC § 26.406*, Docket No. 48904, Order at Findings of Fact No. 17-18 (Apr. 4, 2019).

working to provide this information but has not provided it to Staff as of yet. Therefore, Staff requests this extension and that the following procedural schedule be adopted:

<b>Event</b>	<b>Date</b>
Commission Staff to request a hearing on the merits or recommendation on final disposition if no request for a hearing	May 29, 2020
Deadline for XIT Rural to request a hearing on the merits, or, if no disputed issues exist, deadline for parties to file a Joint Proposed Order, including Findings of Fact, Conclusions of Law, and Ordering Paragraphs	June 12, 2020

### **III. CONCLUSION**

For the reasons stated above, Staff respectfully requests an order consistent with the foregoing request.

Dated: May 15, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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**DOCKET NO. 50571**

**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 May 15, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Robert Dakota Parish  
Robert Dakota Parish