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PETITION OF THE CITY OF RED OAK	§	PUBLIC UTILITY COMMISSION
INDUSTRIAL DEVELOPMENT	§	FILING CLERK
CORPORATION TO AMEND	§	OF TEXAS
ROCKETT SPECIAL UTILITY	§	
DISTRICT'S WATER CERTIFICATE	§	
OF CONVENIENCE AND NECESSITY	§	
IN DALLAS AND ELLIS COUNTIES BY	§	
EXPEDITED RELEASE	§	

ROCKETT SPECIAL UTILITY DISTRICT'S MOTION FOR LEAVE

COMES NOW, ROCKETT SPECIAL UTILITY DISTRICT ("Rockett") and files its Motion for Leave in this Docket pursuant to 16 Texas Administrative Code (TAC) § 22.76. In support thereof, Rockett respectfully would show as follows:

1. Order No. 11 required Rockett to file briefing regarding the effect of the Order issued on November 3, 2020 in *Rockett Special Utility District v. Botkin, et al.*, No. 1:19-CV-1007-RP (W.D. Tex. 2019), *appeal docketed*, No. 20-50938 (5th Cir. Nov. 20, 2020) (the "Rockett Federal Case"),¹ and accordingly, Rockett filed its Response on December 7, 2020.

2. Order No. 11 also required Red Oak Industrial Development Corporation ("Red Oak") to file briefing regarding the Rockett Federal Case.² Red Oak filed its Response, asserting that the Order issued on November 3, 2020 dismissing the Rockett Federal Case, in addition to Red Oak's arguments in this proceeding, are based on the non-existence of a federal loan guarantee³ (a Loan Note Guarantee) from the United States Department of Agriculture ("USDA") to lender CoBank ACB ("CoBank") for Rockett's loan funded on September 26, 2019.

3. On December 8, 2020, the USDA issued its Loan Note Guarantee to CoBank and subsequently Rockett refiled its federal suit, *Rockett Special Util. Dist. v. Botkin, et al.*, No. 1:20-cv-01207-RP (W.D. Tex. filed Dec. 10, 2020).

PRAYER

WHEREFORE, PREMISES CONSIDERED, Rockett respectfully requests leave to supplement its filings in this docket and provide a copy of the USDA's Loan Note Guarantee

¹ Order No. 11, at 1 (Nov. 16, 2020).

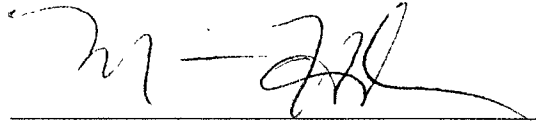
² *Id.*

³ Red Oak Industrial Development Corporation's Response to Order No. 11, at 2-4 (Dec. 8, 2020).

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issued on December 8, 2020 and Rockett's Complaint filed in federal district court on December 10, 2020 and information related thereto affecting Rockett's enjoyment of its protections under 7 U.S.C. § 1926(b).

Respectfully submitted,



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ATTORNEYS FOR ROCKETT SPECIAL
UTILITY DISTRICT

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this document was served on the following parties of record on December 15, 2020, via e-mail in accordance with the Commission's Order.⁴

via e-mail: creighton.mcmurray@puc.texas.gov

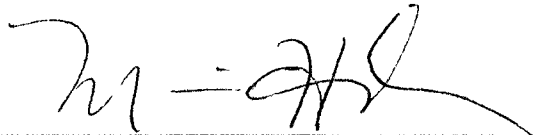
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⁴ *Issues Related to the State of Disaster for Coronavirus Disease 2019*, Docket No. 50664, Second Order Suspending Rules (Jul. 16, 2020).