

Control Number: 49871



Item Number: 8

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

2019 OCT -9 AM 10:17

PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

COMMISSION STAFF'S REQUEST FOR EXTENSION

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

I. BACKGROUND

On August 19, 2019, the City of Red Oak Industrial Development Corporation (Red Oak) filed a petition for streamlined expedited release from Rockett Special Utility District's (Rockett SUD) water Certificate of Convenience and Necessity (CCN) No. 10099 in Dallas and Ellis Counties, under Texas Water Code (TWC) § 13.254(a-5) and 16 Texas Administrative Code (TAC) § 24.245(l). Red Oak asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Dallas and Ellis Counties, which are both qualifying counties. On September 13, 2019, Rockett SUD filed a motion to intervene in this proceeding.

Order No. 2, issued September 25, 2019, granted Rockett SUD's motion to intervene and established October 2, 2019, as the date for Rockett SUD to file a response to the administratively complete petition. Rockett SUD timely filed its response asserting that (1) Rockett SUD is the recipient of a federal loan, and therefore, is entitled to protection under 7 U.S.C. § 1926; and (2) the property for which Red Oak seeks streamlined expedited release is receiving water service. Order No. 2 also established October 9, 2019, as the date for Staff to file its recommendation on final disposition.

II. REQUEST FOR EXTENSION

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. Staff needs additional time to review Rockett SUD's response to the administratively complete petition. Accordingly, Staff requests

that its deadline to file a recommendation on final disposition be extended to October 11, 2019. Staff has contacted counsel for Red Oak who stated that Red Oak is not opposed to the requested extension. Staff also attempted to contact counsel for Rockett SUD about the requested extension but had not received a response at the time of this filing.

III. CONCLUSION

Staff respectfully requests the issuance of an order granting its request and extending its deadline to file a recommendation on final disposition to October 11, 2019.

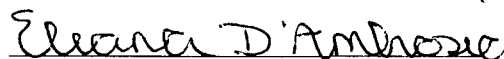
Dated: October 9, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

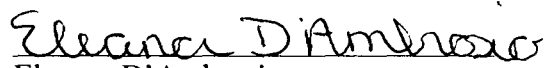
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DOCKET NO. 49871
CERTIFICATE OF SERVICE

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


Eleanor D'Ambrosio