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APPLICATION OF MSEC WASTE WATER, INC. FOR AUTHORITY TO CHANGE RATES § PUBLIC UTILITY COMMISSION OF TEXAS

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 March 9, 2020, MSEC Waste Water, Inc. (MSEC WW or the Applicant) filed as a Class D utility using a Class C rate change application for its sewer customers. MSEC WW holds sewer certificate of convenience and necessity (CCN) number 20984 with a total of 10 active connections.

On June 10, 2020, Staff filed its Supplemental Recommendation on Administrative Completeness of the Application and Notice, recommending that MSEC WW's application and notice continue to be found deficient and administratively incomplete. On June 11, 2020, the administrative law judge (ALJ) filed Order No. 5, finding the application incomplete and deficient and directing MSEC WW to amend its application and provide all the information required for a base rate case for a Class B utility, or answer the questions posed by Staff in its supplemental recommendation filed on June 10, 2020. On June 29, 2020, MSEC WW filed its Response to Order No. 5, answering the questions posed by Staff.

Based on those responses, Staff filed a discovery request on July 17, 2020, requesting additional information. On August 3, 2020, MSEC WW objected to Staff's First Request for Information (RFI). On August 10, 2020, Staff filed a motion to compel, requesting the entry of an order compelling MSEC WW to respond to Staff's First RFIs to MSEC WW. MSEC WW filed its response to Staff's motion to compel on August 17, 2020.

On September 25, 2020, the ALJ filed Order No. 8, granting Staff's motion to compel. Order No. 8 required MSEC WW to file responsive information to Staff's First RFI by October 9, 2020, and required Staff to file a supplemental recommendation on the application and notice by October 23, 2020. Therefore, this pleading is timely filed.

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 MSEC WW's response to Staff's First RFI and to make a recommendation on administrative completeness. Staff respectfully requests that the deadline for Staff to file its comments on the administrative completeness of the application and notice be extended to November 6, 2020.

III. CONCLUSION

Staff respectfully requests the issuance of an order granting Staff's request and extending the deadline for Staff to file comments on the administrative completeness of the application and notice to November 6, 2020.



Dated: October 22, 2020

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles, Division Director

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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 October 22, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

s/ Taylor P. Denison, Taylor P. Denison