



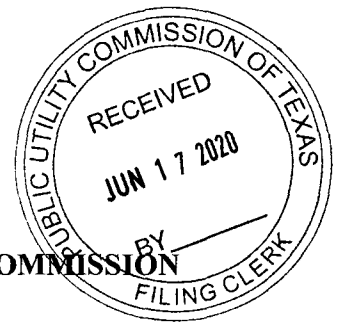
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TARIFF CONTROL NO. 50702

**APPLICATION OF DOUBLE DIAMOND §
PROPERTIES CONSTRUCTION §
COMPANY FOR A PASS THROUGH §
RATE CHANGE §**

PUBLIC UTILITY COMMISSION

OF TEXAS

**JOINT MOTION TO EXTEND DEADLINE FOR COMMISSION STAFF
TO FILE RECOMMENDATION ON APPLICATION OR REQUEST HEARING**

Double Diamond Properties Construction Company, dba Rock Creek Resort (Double Diamond Properties) and Midway Water Utilities, Inc. (Midway), and the Staff (Staff) of the Public Utility Commission of Texas (Commission) (collectively, Movants) file this Joint Motion to Extend the Deadline for Commission Staff to File Recommendation on Application or Request Hearing in this docket and in support respectfully show the following:

I. BACKGROUND

On March 25, 2020, Double Diamond Properties requested approval of a pass-through gallonage charge related to purchased water use fees imposed by Northwest Grayson County Water Control and Improvement District No. 1. Double Diamond Properties proposes to change its pass-through rate to \$0.66 per 1,000 gallons and \$985.22, divided by the number of meter equivalents, per month.¹ The requested effective date for the pass-through gallonage charge is June 1, 2020. On May 22, 2020, the Administrative Law Judge (ALJ) issued the Notice Finding Application Administratively Complete, Notice Sufficient, and Establishing Procedural Schedule, requiring Staff to file a recommendation on Double Diamond Properties' application and notice by June 18, 2020.²

¹ Application of Double Diamond Properties Construction Company for a Pass-Through Gallonage Charge at 2 (March 25, 2020).

² Notice Finding Application Administratively Complete, Notice Sufficient, and Establishing Procedural Schedule at 1 (May 22, 2020).

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II. MOTION TO EXTEND DEADLINE TO FILE STAFF'S RECOMMENDATION

On June 12, 2020, in Docket No. 50059, the Commission authorized Midway to close on a transaction in which it will acquire the assets of water and wastewater systems owned by Double Diamond Properties.³ Once the transaction closes, Midway will become the owner of the asset, and the real party of interest in this proceeding, and has intervened as such. Midway is required to file all closing documents in Docket No. 50059 in accordance with Commission Order No. 9 in that docket and in satisfaction of 16 TAC § 24.239(m).

Movants are currently in the process of collectively determining the appropriate pass-through rate and formula and request additional time to continue such discussions in order to obtain information needed for Commission Staff to formulate its recommendation.

Movants have consulted and agreed that it would be in the best interest of the parties if the deadline to file Staff's final recommendation on the application or request a hearing were extended by 30 calendar days.

III. CONCLUSION AND PRAYER

Movants respectfully request that the deadline for Commission Staff to file a recommendation on the application or request a hearing be extended from June 18, 2020 to July 20, 2020, and that the ALJ grant any further relief to which Movants show themselves justly entitled.

Respectfully submitted,
LLOYD, GOSSELINK,
ROCHELLE & TOWNSEND, P.C.
816 Congress Avenue, Suite 1900
Austin, Texas 78701
Telephone: (512) 322-5830
Facsimile: (512) 472-0532

³ *Application of Double Diamond Utilities, Inc., Double Diamond Properties Construction Company, and Midway Water Utilities, Inc. for Sale, Transfer, or Merger of Facilities and Certificate Rights in Hill, Palo Pinto, Johnson, and Grayson Counties*, Docket No. 50059, Order No. 9 Approving Sale and Transfer to Proceed at 8 (May 11, 2020).

/s/ William A. Faulk, III

LAMBETH TOWNSEND
State Bar No. 20167500
ltownsend@lglawfirm.com
WILLIAM A. FAULK, III
State Bar No. 24075674
cfaulk@lglawfirm.com

REID BARNES
State Bar No. 24101487
rbarnes@lglawfirm.com

**ATTORNEYS FOR MIDWAY WATER
UTILITIES, INC.**

JACKSON WALKER LLP
100 Congress Avenue, Suite 1100
Austin, TX 78701-4042
Telephone: (512) 236-2239
Facsimile: (512) 236-2002

/s/ Ali Abazari

ALI ABAZARI
State Bar No. 00796094
aabazari@jw.com

**ATTORNEY FOR DOUBLE DIAMOND
PROPERTIES CONSTRUCTION CO.**

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

/s/ Richard Nemer

RICHARD NEMER
State Bar No. 24042829
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
Office: (512) 936-7348
Facsimile: (512) 936-7268
Richard.Nemer@puc.texas.gov

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 June 17, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ William A. Faulk, III

WILLIAM A. FAULK, III