



Filing Receipt

Received - 2021-12-02 02:32:13 PM
Control Number - 50721
ItemNumber - 211

**SOAH DOCKET NO. 473-21-0946.WS
PUC DOCKET NO. 50721**

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

**JOINT MOTION FOR EXTENSION OF TIME TO RESPOND
TO COMMISSION COUNSEL’S MEMORANDUM**

COMES NOW, Crystal Clear Water, Inc. (CCWI) and the Staff of the Public Utility Commission of Texas (Commission Staff), by and through their undersigned attorneys of record, and file this Joint Motion for Extension of Time to Respond to Commission Counsel’s Memorandum (Joint Motion), and in support thereof, would respectfully show as follows:

I. BACKGROUND

On April 8, 2020, CCWI, a Class D utility, filed with the Commission its application for authority to change rates (the Application) under Texas Water Code (TWC) § 13.1872(c)(2). The Commission referred the Application to the State Office of Administrative Hearings (SOAH) on December 3, 2020. On July 15, 2021, all parties to the proceeding reached a unanimous agreement on rates and fees, and the mediators reported to the presiding SOAH Administrative Law Judge (ALJ) that the parties had reached an agreement in principle. CCWI, Commission Staff, and the intervenors, through their duly authorized representatives, then executed a Unanimous Stipulation and Settlement Agreement (the Settlement Agreement). The parties submitted a Joint Motion to Admit Evidence and Remand to the Public Utility Commission, including the Settlement Agreement and the agreed proposed Tariff, to SOAH on September 3, 2021. The SOAH ALJ issued Order No. 5 on September 7, 2021, admitting the Settlement Agreement and documents supporting the Settlement Agreement into evidence and remanding the case to the Commission.

On November 12, 2021, Commission Counsel filed a Memorandum (the Memo), identifying evidentiary issues regarding (i) the consolidation of the public water systems of Lakeline Acres, Glenshores, Airport Addition, and Whispering Ridge under a single tariff; (ii) notice to the Office of Public Utility Counsel (OPUC); and (iii) whether CCWI has any affiliates. The Memo requests that CCWI identify or submit additional evidence to address these issues. The Memo further requests that CCWI file a response and record such evidence by December 3, 2021 at 3:00 p.m. Thus, this Motion is timely filed.

II. JOINT MOTION FOR EXTENSION OF TIME

CCWI and Commission Staff hereby request that they be granted a 7-day extension of time, until Friday, December 10, 2021, at 3:00 p.m. to respond to the Memo. Pursuant to 16 Tex. Admin. Code § 22.4(b), as long as the need for an extension is not caused by the party's neglect, indifference, or lack of diligence, it may request that the time allowed for filing any documents be extended for good cause. CCWI and Commission Staff are working on a joint response to the Memo and need additional time to ensure the responses are true and complete. Also, CCWI has reached out to OPUC regarding the notice issue and while the parties anticipate an opinion momentarily, the request is still pending as of the time of this filing.

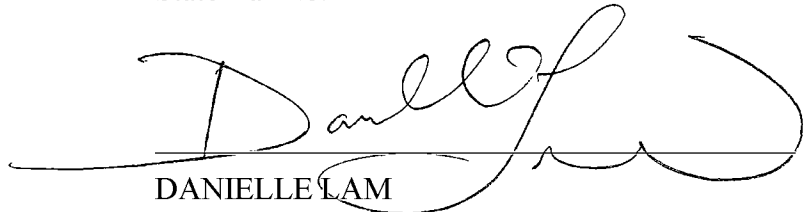
III. CONCLUSION AND PRAYER

Based on the foregoing, CCWI and Commission Staff respectfully request that the Commission grant a 7-day extension of time, until Friday, December 10, 2021, at 3:00 p.m. to respond to the Memo, and to grant all other relief as is necessary and property to effectuate the requests contained herein.

Respectfully submitted,

LLOYD GOSSELINK
ROCHELLE & TOWNSEND, P.C.
816 Congress Ave., Suite 1900
Austin, Texas 78701
(512) 322-5800
(512) 472-0532 (Fax)

DAVID J. KLEIN
State Bar No. 24041257



DANIELLE LAM
State Bar No. 24121709

**ATTORNEYS FOR CRYSTAL CLEAR
WATER, INC.**

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

/s/ Rustin Tawater

RUSTIN TAWATER
State Bar No. 24110430
1791 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7230
(512) 936-7268 (facsimile)
rustin.tawater@puc.texas.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was transmitted by electronic mail on this 2nd day of December, 2021 to the parties of record, in accordance with the Orders Suspending Rules issued in Project No. 50664.


DANIELLE LAM