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DOCKET NO. 51619
SOAH DOCKET NO. 473-22-2652

REQUEST FOR EXTENSION OF TIME FOR COMPLAINANT'S
REBUTTAL OF THE GALLERY APARTMENTS AND ROSCOE
PROPERTY MANAGEMENT'S POSITION STATEMENT AND
DIRECT TESTIMONY

12/21/22

DOCKET NO. 51619
SOAH DOCKET NO. 473-22-2652

COMPLAINT OF JEFF CONNORS § PUBLIC UTILITY COMMISSION
AGAINST THE GALLERY §
APARTMENTS, ROSCOE PROPERTY § OF TEXAS
MANAGEMENT, AND CONSERVICE §

**REQUEST FOR EXTENSION OF TIME FOR COMPLAINANT’S REBUTTAL OF THE
GALLERY APARTMENTS AND ROSCOE PROPERTY MANAGEMENT’S POSITION
STATEMENT AND DIRECT TESTIMONY**

I. Background

On September 23, 2022, the SOAH adopted a procedural schedule that set a deadline of October 31, 2022 for the Respondent’s Direct Testimony and January 5, 2023 for Rebuttal Testimony¹.

On November 1, 2022, The Gallery Apartments and Roscoe Property Management filed their Position Statement and Direct Testimony² into the Docket and designated it as Confidential. Despite the fact that I had twice called to their attention³ that they had violated the terms of SOAH Order No. 1 by failing to email me to notify me when they submit filings into the Docket⁴ and the Presiding Administrative Law Judge had also previously ordered them to do so⁵ in the future, they failed to notify me of their filing.

I was unable to access the filing on the PUC Interchange because it was Confidential. On the evening of November 3rd, I emailed PUC Central Records and asked them how I could access the filing. On the next afternoon, November 4th, a Friday, Phillip Lehmann, the PUC Staff Attorney assigned to this Complaint, emailed me and informed me that non-PUC staff members were unable to access Confidential items on the PUC Interchange and that the attorneys representing

¹ Item 68 in the Docket

² Item 77

³ Item 74 on pdf page 5 second paragraph

⁴ Item 59 on pdf page 8 right below A. FILING AND SERVICE PROCEDURES

⁵ Item 75 on pdf page 4 first paragraph

The Gallery ought to provide me a copy of the filing and suggested that I contact them and ask them for it.

Late that afternoon, I emailed the attorneys who are representing The Gallery and Roscoe Property Management in this matter and then on Monday, November 7th they emailed me the filing. Mr. Lehmann was copied in the email exchange.

II. Prayer

I respectfully request that the ALJ grant me an extension of one week for my Rebuttal of The Gallery Apartments and Roscoe Property Management's Position Statement and Direct Testimony and thereby reset the deadline to January 12, 2023. In my view, the fact that I didn't actually receive The Gallery Apartments and Roscoe Property Management's Position Statement and Direct Testimony until a week after it was due justifies the extension I'm requesting.

*

I will email frontdesk@roscoeproperties, stephanie.laird@rpmliving.com, jaimie.hearn@rpmliving.com, jkat@conservice.com, edmunds@hooverslovacek.com, liu@hooverslovacek.com, and phillip.lehmann@puc.texas.gov to inform them of this submission to the docket.

Respectfully submitted,

Jeff Connors

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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 on December 21, 2022 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Jeff Connors

Jeff Connors

Complainant