

Filing Receipt

Received - 2022-03-30 12:13:24 PM Control Number - 51877 ItemNumber - 40

DOCKET NO. 51877

§

\$\$ \$\$ \$\$ \$\$ \$\$

APPLICATION OF L AND T WATERWORKS LLC AND MONARCH UTILITIES I L.P. FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN FREESTONE AND HENDERSON COUNTIES

PUBLIC UTILITY COMMISSION

OF TEXAS

MONARCH UTILITIES I L.P.'S UNOPPOSED REQUEST FOR EXTENSION OF TIME TO FILE PUBLISHERS' AFFIDAVITS

§

Monarch Utilities I L.P. (Monarch) files this Request for Extension of Time to File Publishers' Affidavits with the Public Utility Commission of Texas (Commission), pursuant to the Order No. 14 issued on February 16, 2022, and extend Commission Staff's March 30, 2022 deadline to file a recommendation on sufficiency of notice.¹ Commission Staff has been advised as to this filing and does not oppose the relief requested herein. In support, Monarch would show the following:

I. BACKGROUND

On March 3, 2021, Monarch and L and T Waterworks, LLC filed an application for sale, transfer, of facilities and certificate rights in Freestone and Henderson counties. On February 16, 2022, the administrative law judge established March 16, 2022 as the deadline by which Monarch must file the affidavits of notice. Monarch mailed notice on February 22, 2022. The notice was run in local newspapers of general circulation in Athens on February 19 and 26, 2022, and in Fairfield on February 24 and March 3, 2022. On March 16, 2022, Monarch filed the proof of notice, and stated that it would be filing the publishers' affidavits and accompanying tear sheets

¹ Order No. 14 Requiring Status Report and Granting Extension Request (Feb. 16, 2022).

once received from the two newspapers in which notice was published. However, Monarch still has not received all the necessary affidavits and tear sheets from those newspapers.

II. REQUEST FOR EXTENSION

Pursuant to 16 Texas Administrative Code § 22.4(b), Monarch requests that the administrative law judge extend the deadline to file the publishers' affidavits to April 12, 2022, and extend Commission Staff's deadline to file a recommendation on sufficiency of notice to April 19, 2022. This request is not intended for the purpose of unnecessary delay, and has not been caused by neglect, indifference, or lack of diligence. Monarch has conferred with Commission Staff, who stated that Staff is unopposed to the requested extension.

III. CONCLUSION

Monarch respectfully requests the issuance of an order granting Monarch's request, extending the deadline for Monarch to file the publishers' affidavits to April 12, 2022, and extending Commission Staff's deadline to file a recommendation on sufficiency of notice to April 19, 2022.

Respectfully submitted,

SPENCER FANE LLP 9442 North Capital of Texas Highway Plaza I, Suite 500 Austin, TX 78759 Telephone: (512) 840-4550 Facsimile: (512) 840-4551

/s/ William A. Faulk, III

William A. Faulk, III State Bar No. 24075674 <u>cfaulk@spencerfane.com</u>

CERTIFICATE OF SERVICE

I hereby certify that notice of the filing of this document was provided to all parties of record via electronic mail on March 30, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ William A. Faulk, III

William A. Faulk, III

AUS 3026052.4