



Filing Receipt

Received - 2021-08-16 02:56:54 PM

Control Number - 52226

ItemNumber - 11

DOCKET NO. 52226

PETITION BY OUTSIDE CITY	§	PUBLIC UTILITY COMMISSION
RATEPAYERS APPEALING THE	§	
WATER RATES ESTABLISHED BY	§	OF TEXAS
THE CITY OF MELVIN	§	

CITY OF MELVIN'S AGREED MOTION FOR EXTENSION OF TIME

TO THE PUBLIC UTILITY COMMISSION OF TEXAS:

COMES NOW, The City of Melvin (City) files this Agreed Motion for Extension of Time to Answer Staff's First Requests for Information and would show the following:

I. BACKGROUND

On January 18, 2021, the City Council of the City of Melvin voted to raise water rates for ratepayers both inside and outside the city.

On June 10, 2021, a petition was filed by Outside City Ratepayers Appealing the Water Rates Established by the City of Melvin. On June 29, 2021, the City filed a motion requesting an extension of time to respond, which was granted on June 30, 2021.

On July 26, 2021, Staff filed its First Request of Information to the City.

On July 28, 2021, the City timely filed its Response to the Petition.

On August 11, 2021, the City filed its Motion to Dismiss. The Commission has not ruled on the City's Motion to Dismiss at the time of filing of this Request for Extension.

II. REQUEST FOR EXTENSION

Under 16 TAC § 22.4(b), the City may request that the time allowed for filing any document be extended with a showing of good cause and that the need for the extension is not caused by the neglect, indifference, or lack of diligence of the party making the motion. The City has taken actions that it anticipates will moot the rate appeal at issue, and thereby make Staff's First Requests for Information similarly moot. Therefore, the City seeks to extend its deadline to

answer Staff's First Requests for Information until five business days after the Commission rules on the City's Motion to Dismiss, to the extent that a response is necessary at that time.

CERTIFICATE OF CONFERENCE

Petitioner conferred with the Commission Staff by e-mail on August 13, 2021, regarding this Request. Commission Staff agrees to the proposed extensions.

CONCLUSION AND PRAYER

Wherefore, the City respectfully requests that the Commission issue an order extending the above listed deadlines.

Respectfully submitted,

Emily W. Rogers
State Bar No. 24002863
erogers@bickerstaff.com

Joshua D. Katz
State Bar No. 24044985
jkatz@bickerstaff.com

Kimberly G. Kelley
State Bar No. 24086651
kkelley@bickerstaff.com

Bickerstaff Heath Delgado Acosta LLP
3711 S. MoPac Expressway
Building One, Suite 300
Austin, TX 78746
Telephone: (512) 472-8021
Facsimile: (512) 320-5638

BY:



Kimberly G. Kelley

ATTORNEYS FOR THE CITY OF MELVIN

CERTIFICATE OF SERVICE

I certify that this Response was provided to all parties of record via electronic mail or regular mail on August 16, 2021, in accordance with the Order Suspending Rules, issued in Project No 50664.



Kimberly G. Kelley