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DOCKET NO. 52270

APPLICATION OF AQUA WATER	§	PUBLIC UTILITY COMMISSION
SUPPLY CORPORATION AND	§	
POLONIA WATER SUPPLY	§	OF TEXAS
CORPORATION FOR SALE,	§	
TRANSFER, OR MERGER OF	§	
FACILITIES AND CERTIFICATE	§	
RIGHTS IN BASTROP AND	§	
CALDWELL COUNTIES		

COMMISSION STAFF'S REQUEST TO AMEND PROCEDURAL SCHEDULE

On June 24, 2021, Aqua Water Supply Corporation (Aqua WSC) and Polonia Water Supply Corporation (Polonia WSC) (collectively, the Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Bastrop and Caldwell Counties. The Applicants seek approval to sell and transfer all of Polonia WSC's facilities and certificated service area under water certificate of convenience and necessity (CCN) No. 10420 to Aqua WSC's water CCN No. 10294, and the cancellation of Polonia WSC's water CCN. The requested area consists of a total of 38,623 acres and 3,188 customer connections. On July 13, 2021, July 21, 2021, and January 6, 2022, the Applicants filed supplemental information. On November 12, 2021, the Staff (Staff) of the Public Utility Commission of Texas (Commission) recommended approval of the sale. On December 10, 2021, Staff and the Applicants filed a joint motion to admit evidence and proposed order approving the sale and allowing the transaction to proceed. In accordance with Order No. 4, filed on October 1, 2021, the 120-day deadline for the Commission to approve the sale or require a hearing is January 11, 2022.

I. REQUEST TO AMEND PROCEDURAL SCHEDULE

Staff respectfully requests that the 120-day deadline for the Commission to approve the sale or require a hearing be extended. Since filing the joint motion to admit evidence and proposed order approving the sale and allowing the transaction to proceed, Staff has identified an issue with the mapping data and requested area at issue in this docket due to the effect of the streamlined expedited release in Docket No. 52474, in which 205.3 acres of land is being

released from Polonia WSC's certificated area.¹ Due to the fact that in Docket No. 52474 a certain portion of land is being released from Polonia WSC's certificated area, that certificated area cannot be transferred in the instant docket. Accordingly, Staff respectfully requests the entry of an order extending the 120-day deadline for the Commission to approve the sale or require a hearing and respectfully requests that the procedural schedule below be adopted to allow Staff and Applicants to work together to amend the maps in this docket to be consistent with Order No. 4 in Docket No. 52474. Staff has conferred with counsel for Aqua WSC and is authorized to state that Aqua WSC is unopposed to this request. Staff proposes the following amended procedural schedule:

Event	Deadline
Deadline for Staff to request a hearing or file a supplemental recommendation on the approval of the sale and on the CCN amendment	February 7, 2022
Deadline for parties to file a supplemental response to Commission Staff's recommendation on approval of sale	February 9, 2022
Deadline for parties to file a supplemental joint motion to admit evidence and proposed order approving the sale and allowing transaction to proceed	February 14, 2022

II. CONCLUSION

Staff respectfully requests that an order be entered extending the 120-day deadline for the Commission to approve the sale or require a hearing be extended and respectfully requests that the procedural schedule above be adopted for the further processing of this docket.

¹ Petition of Neimann Farm Partners, LP to Amend Polonia Water Supply Corporation 's Certificate of Convenience and Necessity in Caldwell County by Streamlined Expedited Release, Docket No. 51414, Order No. 4 (Nov. 9, 2011). 2 Docket No. 52474, Order No. 4 (Nov. 9, 2021).

Dated: January 7, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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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 via electronic mail on January 7, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Arnett D. Caviel
Arnett D. Caviel