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PUC DOCKET NO. 52310
SOAH DOCKET NO. 473-23-02390.WS

PETITION OF ROSE HILL SPECIAL	§	PUBLIC UTILITY COMMISSION
UTILITY DISTRICT FOR CEASE AND	§	
DESIST ORDER AGAINST THE CITY	§	OF TEXAS
OF TERRELL FOR UNAUTHORIZED	§	
WATER SERVICE	§	

ROSE HILL SPECIAL UTILITY DISTRICT'S
UNOPPOSED MOTION FOR EXTENSION OF TIME

On January 4, 2022, the City of Terrell (“City”) filed a document entitled *City of Terrell’s Reply to Rose Hill Special Utility District’s Response to the Motion to Abate, Request to Strike the Second Amended Petition, Request to Sever the Second Amended Petition, Response to Second Amended Petition, and Motion to Dismiss*. As this document’s title suggests, it includes: (1) a request to strike the Second Amended Petition filed by Rose Hill Special Utility District (“Rose Hill”); (2) a request to sever Rose Hill’s Second Amended Petition; and (3) a motion to dismiss certain issues within this proceeding.

Rose Hill believes that the due dates for responses made necessary by this filing are as follows:

- a response to the City’s request to strike Rose Hill’s Second Amended Petition – currently due on January 11, 2023 (*see* 16 TEX. ADMIN. CODE §§ 22.77, 22.78);
- a response to the City’s request to sever Rose Hill’s Second Amended Petition – currently due on January 11, 2023 (*see* 16 TEX. ADMIN. CODE §§ 22.77, 22.78); and
- a response to the City’s motion to dismiss – currently due on January 24, 2023 (*see* 16 TEX. ADMIN. CODE §§ 22.181(e)(3)).

Therefore this motion is timely filed.

Rose Hill hereby requests that it be granted extensions of time until Friday, February 3, 2023, to file a **unitary response** to the City’s (1) request to strike the Second Amended Petition

filed by Rose Hill; (2) request to sever Rose Hill's Second Amended Petition; and (3) motion to dismiss certain issues within this proceeding. 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, and any such request may be granted. Rose Hill requires additional time to prepare responses to the several arguments set forth in the City's combined document, and believes that 30 days is a necessary and sufficient amount of time to do so. Therefore, Rose Hill hereby respectfully requests extensions of time until Friday, February 3, 2023, to file a unitary response to the City's combined document.

Counsel for Rose Hill has conferred with counsel for Commission Staff regarding this motion who has indicated that Commission Staff does not oppose this motion. Counsel for Rose Hill has also conferred with counsel for the City regarding this motion who has indicated that the City does not oppose this motion.

WHEREFORE, counsel for Rose Hill Special Utility District respectfully requests that this motion be granted and that the SOAH Administrative Law Judge grant extensions of time until Friday, February 3, 2023, for the City to file a unitary response to the City's (1) request to strike the Second Amended Petition filed by Rose Hill; (2) request to sever Rose Hill's Second Amended Petition; and (3) motion to dismiss certain issues within this proceeding, and that the Administrative Law Judge grant all other relief as is necessary and proper.

Respectfully submitted,



By: _____
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**ATTORNEYS FOR ROSE HILL SPECIAL
UTILITY DISTRICT**

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was transmitted to counsel of record
in this proceeding via email on January 9, 2023.



Andrew S. "Drew" Miller