



## **Filing Receipt**

**Filing Date - 2024-01-10 02:43:42 PM**

**Control Number - 52445**

**Item Number - 89**

**DOCKET NO. 52445**

<b>APPLICATION OF HYDROTEX, LLC</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>FOR A CERTIFICATE OF</b>	<b>§</b>	
<b>CONVENIENCE AND NECESSITY AND</b>	<b>§</b>	<b>OF TEXAS</b>
<b>FOR DECERTIFICATION OF A</b>	<b>§</b>	
<b>PORTION OF SOUTHERN HORIZON</b>	<b>§</b>	
<b>DEVELOPMENT’S CERTIFICATE OF</b>	<b>§</b>	
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>LIBERTY COUNTY</b>	<b>§</b>	

**HYDROTEX’S REQUEST FOR CLARIFICATION**

Applicant HydroTex, LLC (“HydroTex”) hereby requests clarification from the Administrative Law Judge (“ALJ”) regarding the status of this matter. HydroTex filed an application for a Certificate of Convenience and Necessity (CCN) in Liberty County on August 18, 2021. On July 26, 2023, the application was re-styled to include decertification of a portion of Southern Horizons Development Inc.’s (Southern Horizons) CCN. On August 8, 2023, Staff (Staff) of the Public Utility Commission (Commission) and HydroTex (collectively, the Parties) filed their Joint Motion to Admit Evidence pursuant to Order No. 17. On September 22, 2023, the Administrative Law Judge (ALJ) filed Order No. 19 Requiring Clarification. On October 16, 2023, the ALJ filed Order No. 20, requiring Staff to supplement its response to Order No. 19 and to submit a revised certificate by October 31, 2023. On October 31, 2023, Staff submitted a revised certificate and requested an extension for its supplemental response to Order Nos. 19 and 20 to November 14, 2023. On November 1, 2023, the ALJ filed Order No. 21 extending Staff’s deadline to file a response to Order Nos. 19 and 20 to November 14, 2023. On November 14, 2023, Staff timely filed its response to Order No. 21, and on November 15, 2023, the ALJ filed Order No. 22 Requiring Clarification of the memo attached in Staff’s response to Order No. 21. On November 17, 2023, Staff filed its response to Order No. 22, noting that it does not intend to file a separate memorandum regarding factors described in Staff’s memo, and as such, requested that the ALJ

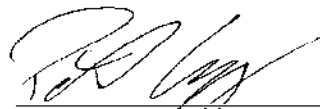
admit Staff's response to Order No. 21 and the memo attached to its pleading into evidence.

Considering the period of time since the last filing on November 17, 2023 and noting the Parties' substantial desire to conclude this proceeding (the application for CCN has been on file for almost two and a half years), HydroTex respectfully requests clarification from the ALJ on whether there is additional information the ALJ requires of the Parties to proceed with a decision on the matter.

Dated: January 10, 2024

Respectfully submitted,

**Gregg Law PC**



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**Attorneys for HydroTex, LLC**

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**CERTIFICATE OF SERVICE**

I certify pursuant to the above signature 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 10, 2024, in accordance with the Order Suspending Rules, issued in Project No. 50664.