



## Filing Receipt

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**DOCKET NO. 52482**

<b>PETITION OF BRENT DAVIS TO</b>	<b>§</b>	<b>BEFORE THE</b>
<b>DISCONTINUE SERVICE AND</b>	<b>§</b>	
<b>CANCEL THE CERTIFICATE OF</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>CONVENIENCE AND NECESSITY OF</b>	<b>§</b>	
<b>DREW T. SPENCER D/B/A</b>	<b>§</b>	
<b>CYPRESSWOOD ESTATES IN</b>	<b>§</b>	<b>OF TEXAS</b>
<b>MONTGOMERY COUNTY</b>		

**BRENT DAVIS AND SP UTILITY COMPANY, INC.’S THIRD MOTION TO  
CONTINUE ABATEMENT**

COME NOW, William Brent Davis (“Davis”) owner and former operator of Drew T. Spencer d/b/a Cypresswood Estates (“CWE”) and SP Utility Company, Inc. (“SP Utility”) (hereinafter, “Joint Movants”) and file this Third Motion to Continue Abatement, and would respectfully show the following:


On September 9, 2021, current CWE owner Davis filed a Motion to Revoke Certificate of Convenience and Necessity (“CCN”) No. 12498. On December 2, 2021, the Public Utility Commission of Texas (“Commission”) Administrative Law Judge (“ALJ”) issued Order No. 4 providing an opportunity to cure deficiencies identified by Commission Staff. On December 22, 2021, Joint Movants provided additional information and sought an abatement as additional time was needed to complete water system improvements. On January 4, 2022, the Commission ALJ issued Order No. 5 granting the request and abating this docket for 60 days. Following additional requests from the parties, the ALJ issued Order No. 6 extending the abatement until May 23, 2022 and establishing a requirement to update the ALJ on the status of the abatement at that time. Therefore, this Motion is timely filed.

As previously stated, SP Utility initially anticipated the completion of all construction by February 1, 2022. However, securing a water well driller and an available water well drilling rig has proven more difficult than SP Utility originally expected. Counsel for SP Utility has conferred with Commission Staff who do not oppose continuing the abatement for an additional 4-6 months.

WHEREFORE, PREMISES CONSIDERED, Joint Movants Brent Davis and SP Utility Company, Inc. respectfully request that the ALJ continue the current abatement for an additional 4-6 month period, prior to revoking CCN No. 12498.

Respectfully submitted,

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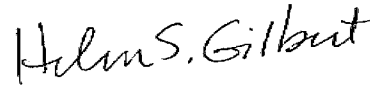
By:   
Helen S. Gilbert

**ATTORNEYS FOR SP UTILITY  
COMPANY, INC.**

/s/ W. Brent Davis  
William Brent Davis  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail, or Certified Mail Return Receipt Requested on all parties on the 23rd of May 2022.



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Helen S. Gilbert