



## Filing Receipt

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<b>APPLICATION OF TEXAS WATER</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>SYSTEMS, INC. AND UNDINE TEXAS,</b>	<b>§</b>	
<b>LLC FOR SALE, TRANSFER, OR</b>	<b>§</b>	<b>OF TEXAS</b>
<b>MERGER OF FACILITIES AND</b>	<b>§</b>	
<b>CERTIFICATE RIGHTS IN GREGG,</b>	<b>§</b>	
<b>HENDERSON, SMITH, AND UPSHUR</b>	<b>§</b>	
<b>COUNTIES</b>	<b>§</b>	

**COMMISSION STAFF’S REQUEST FOR EXTENSION**

**I. INTRODUCTION**

On September 2, 2021, Texas Water Systems, Inc. (TWS) and Undine Development, LLC filed an application for approval of the sale, transfer, or merger (STM) of facilities and certificate of convenience and necessity (CCN) rights in Gregg, Henderson, Smith, and Upshur Counties. On August 26, 2022, the application was amended to replace Undine Development, LLC with Undine Texas, LLC (Undine Texas) as the applicant. Supplemental information was filed on August 29 and 31, 2022.

On January 18, 2023, the administrative law judge (ALJ) filed Order No. 18 requiring parties to clarify whether there are any violations, resolved or unresolved, associated with Undine Texas, LLC in the Commission or the Texas Commission on Environmental Quality’s (TCEQ) databases by February 3, 2023. On February 3, 2023, Undine filed for an extension after conferring with Staff. Due to a miscommunication with Undine, Staff did not submit a clarification pleading by February 3, 2023.

**II. REQUEST FOR EXTENSION**

Under 16 Texas Administrative Code (TAC) § 22.4(b), Staff may request that the time allowed for filing any documents be extended for good cause. Staff is working with Undine to address some of the issues the ALJ wanted clarified and needs additional time before submitting the required clarifications. Accordingly, Staff respectfully requests that the deadline for Staff to file clarifications be extended until February 21, 2023. Staff has conferred with counsel for Undine and is authorized to represent they support the proposed extension.

### III. CONCLUSION

For the reasons stated above, Staff respectfully requests that its deadline to file clarifications be extended until February 21, 2023.

Dated: February 7, 2023

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 February 7, 2023, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch  
Ian Groetsch