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DOCKET NO. 52518

PETITION OF CLIFTON VAN	§	PUBLIC UTILITY COMMISSION
MCKNIGHT AND BRYAN JEFFERY	§	
MCKNIGHT TO AMEND MARILEE	§	OF TEXAS
SPECIAL UTILITY DISTRICT'S	§	
CERTIFICATE OF CONVENIENCE	§	
AND NECESSITY IN COLLIN	§	
COUNTY BY EXPEDITED RELEASE	§	

COMMISSION STAFF’S UNOPPOSED REQUEST FOR EXTENSION AND REQUEST TO RESTYLE THE DOCKET

On September 3, 2021, Clifton Van McKnight and Bryan Jeffery McKnight (Petitioners) filed a petition for streamlined expedited release from Marilee Special Utility District's (Marilee SUD) water Certificate of Convenience and Necessity (CCN) No. 10150 under Texas Water Code (TWC) § 13.2541 and 16 Texas Administrative Code (TAC) § 24.245(h). The Petitioners assert that the land to be released is at least 25 contiguous acres, is not receiving water service, and is located in Collin County, which is a qualifying county. Since filing the petition, the property at issue was sold to VPTM Cross Creek LB, LLC (VPTM). As such, on October 6, 2021, VPTM filed an amended petition. On November 4, 2021, VPTM filed supplemental information.

On October 5, 2021, the administrative law judge (ALJ) filed Order No. 2, establishing a deadline of December 3, 2021 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on the administrative completeness of the petition and notice and to propose a procedural schedule. Therefore, this pleading is timely filed.

I. REQUEST FOR EXTENSION

Under 16 TAC § 22.4(b), Staff may request that the time allowed for filing any documents be extended for good cause. Counsel for Staff will be on vacation the week of November 29, 2021 and has not been able to sufficiently and timely consult with Staff’s experts to file Staff’s supplemental recommendation early before the Thanksgiving holiday. As such, Staff respectfully requests that the deadline for Staff to file its supplemental recommendation and to propose a procedural schedule be extended to December 8, 2021 and for Marilee SUD’s deadline to respond be abated until Staff recommends that the petition is administratively complete. Staff has conferred with counsel for VPTM and is authorized to state that VPTM is unopposed to this request.

II. REQUEST TO RESTYLE THE DOCKET

Since VPTM is now the owner of the property, as indicated by the amended petition, it is thus the petitioner of record in this docket. As such, Staff respectfully recommends that the docket be restyled as *Petition of VPTM Cross Creek LB, LLC to Amend Marilee Special Utility District's Certificate of Convenience and Necessity in Collin County by Expedited Release*.

III. CONCLUSION

For the reasons detailed above, Staff respectfully requests the entry of an order extending Staff's deadline to December 8, 2021 and restyling the docket.

Dated: November 23, 2021

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 on November 23, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Scott Miles
Scott Miles