



## Filing Receipt

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<b>APPLICATION OF SIMPLY</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>AQUATICS, INC. AND CSWR-TEXAS</b>	<b>§</b>	
<b>UTILITY OPERATING COMPANY,</b>	<b>§</b>	<b>OF TEXAS</b>
<b>LLC FOR SALE, TRANSFER, OR</b>	<b>§</b>	
<b>MERGER OF FACILITIES AND</b>	<b>§</b>	
<b>CERTIFICATE RIGHTS IN</b>	<b>§</b>	
<b>MONTGOMERY, SABINE, AND SAN</b>	<b>§</b>	
<b>AUGUSTINE COUNTIES</b>	<b>§</b>	

**REQUEST FOR EXTENSION AND MOTION FOR AN AMENDED PROCEDURAL SCHEDULE**

On February 17, 2022, CSWR-Texas Utility Operating Company, LLC (CSWR-Texas) and Simply Aquatics, Inc. (Simply Aquatics) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate of convenience and necessity (CCN) rights in Montgomery, Sabine, and San Augustine Counties. Specifically, the applicants seek approval to sell and transfer all of Simply Aquatics' certificated area under CCN No. 13259 to CSWR-Texas under CCN No. 13290.

On February 14, 2023, the administrative law judge (ALJ) filed Order No. 11, establishing a deadline for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a clarification February 24, 2023. Therefore, this pleading is timely filed.

**I. REQUEST FOR EXTENSION OF TIME AND MOTION FOR AMENDED PROCEDURAL SCHEDULE**

Under 16 Texas Administrative Code § 22.4(b), a party may request that the time allowed for filing any documents be extended for good cause. Staff anticipates filing an expedited rulemaking to request clarification of firm capital commitment requirements under 16 TAC § 24.11(e)(5) and TWC § 13.244(d)(3). Staff therefore requests that the deadline be extended to March 24, 2023. Accordingly, Staff requests that the following procedural schedule be adopted to account for the additional time Staff is requesting to provide its clarification.

Event	Date
Commission Staff must file comments and make a recommendation regarding whether CSWR-Texas's application satisfies the requirements of 16 TAC § 24.11(e)(5), consistent with the Commission's discussion at its October 6, 2022 open meeting.	March 24, 2023
Commission Staff must file comments and a recommendation on whether CSWR-Texas Utility has satisfied the requirements of TWC § 13.244(d)(3), consistent with the Commission's discussion at its October 6, 2022 open meeting	

## II. CONCLUSION

Staff respectfully requests the entry of an order amending the procedural schedule.

Dated: February 23, 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 will be provided to all parties of record via electronic mail on February 23, 2023 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Anthony Kanalas  
Anthony Kanalas