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DOCKET NO. 53827

APPLICATION OF UNDINE TEXAS,	§	PUBLIC UTILITY COMMISSION
LLC AND NITSCH AND SON UTILITY	§	
COMPANY, INC. FOR SALE,	§	OF TEXAS
TRANSFER, OR MERGER OF	§	
FACILITIES AND CERTIFICATE	§	
RIGHTS IN HARRIS COUNTY	§	

COMMISSION STAFF’S JOINT REQUEST FOR EXTENSION

I. INTRODUCTION

On July 14, 2022, Undine Texas, LLC and Nitsch and Son Utility Company, Inc. (collectively, the “Applicants”) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Rockwall County. Specifically, the Applicants seek approval to acquire facilities and to transfer water service area held under Certificate of Convenience and Necessity (CCN) No. 13260.

On May 1, 2024, the administrative law judge (ALJ) filed Order No. 22, establishing a deadline of May 15, 2024, for the parties to (1) clarify whether Undine made a formal request according to Houston’s application requirements; and (2) identify the evidence in the record of this proceeding supporting the findings required by Texas Water Code (TWC) § 13.245(c) and (c-1) or, alternatively, TWC § 13.245(c-2). Therefore, this pleading is timely filed.

II. JOINT REQUEST FOR EXTENSION

Under 16 Texas Administrative Code (TAC) § 22.4(b), a party may request that the time allowed for filing any documents be extended for good cause. Staff and the Applicants require more time to review the ALJ’s order regarding a formal request of service to the City of Houston. Staff has conferred with the Applicants and can confirm they are unopposed to this request. Therefore, Staff respectfully requests an extension of time until May 29, 2024, for both the parties to file a response to the ALJ’s request for clarification per Order No. 22.

III. CONCLUSION

Staff respectfully requests the entry of an order extending both the parties’ deadline and Staff’s deadline to May 29, 2024, to file their response as per Order No. 22.

Dated: May 15, 2024

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 May 15, 2024, in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

/s/ Kevin Pierce
Kevin Pierce