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Received - 2022-11-21 12:30:03 PM
Control Number - 53922
ItemNumber - 6

DOCKET NO. 53922

APPLICATION OF SKYLINE DRIVE	§	PUBLIC UTILITY COMMISSION
LANDOWNERS ASSOCIATION AND	§	
JOHNSON COUNTY SPECIAL UTILITY	§	OF TEXAS
DISTRICT FOR SALE, TRANSFER OR	§	
MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS JOHNSON	§	
COUNTY	§	

JOINT REQUEST TO LIFT THE ABATEMENT

On August 1, 2022, Skyline Drive Landowners Association (SDLA) and Johnson County Special Utility District (Johnson County SUD) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger (STM) of facilities and certificate rights in Johnson County. Specifically, Johnson County SUD, Certificate of Convenience and Necessity (CCN) No. 10081, seeks approval to acquire facilities and to transfer all of the water service area from SDLA under water CCN No. 12479.

On September 13, 2022, the administrative law judge (ALJ) filed Order No. 2, abating the proceeding until the Public Utility Commission of Texas (Commission) issued a final order on SDLA's application to decertify a portion of its water CCN under Docket No. 52453. On November 3, 2022, the Commission issued the final order, approving SDLA's application to decertify a portion of its CCN.¹ Therefore, the Applicants and Commission Staff (collectively, Parties) respectfully request that the abatement in this proceeding be lifted.

I. PROPOSED PROCEDURAL SCHEDULE

Based on the Parties' request to lift the abatement, the Parties respectfully request that the Applicants be given a deadline of December 21, 2022 to file an amended application to remove the decertified portion of SDLA's CCN from the requested STM and make other amendments, as necessary. Notably, Staff intends to confer with Johnson County SUD on the potential need for Johnson County SUD to also include a request to amend its CCN along with the STM application to address a gap of uncertificated area that would result from this STM. The Parties also request

¹ *Application of Skyline Drive Landowners Association Water System to Decertify a Portion of its Water Certificate of Convenience and Necessity in Johnson County*, Docket No. 52453, Order (Nov. 3, 2022).

that Staff be given a deadline of January 23, 2022 to file a recommendation on the administrative completeness of the amended application and proposed notice and propose a procedural schedule.

II. CONCLUSION

For the reasons detailed above, the Parties respectfully request the entry of an order lifting the abatement and adopting the proposed procedural schedule.

Dated: November 21, 2022

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 November 21, 2022 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Scott Miles
Scott Miles