



## **Filing Receipt**

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<b>COMPLAINT OF ERIC ELLIS</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>AGAINST WESTLAKE GARDEN</b>	<b>§</b>	<b>OF TEXAS</b>
<b>APARTMENTS</b>	<b>§</b>	

**COMMISSION STAFF'S RESPONSE TO ORDER NO. 4 AND REQUEST FOR  
EXTENSION**

On October 3, 2023, Eric Ellis (Complainant) filed a formal complaint against Westlake Garden Apartments (Westlake) for its alleged refusal to disclose its utility allocation methods to Complainant, which he claims induced him into a transaction he would not have entered into had the information been disclosed. The complaint was filed by the Complainant under 16 Texas Administrative Code (TAC) § 22.242.

On February 2, 2024, the ALJ issued Order No. 4, requiring Commission Staff (Staff) to file a supplemental statement of position regarding the complaint and propose a procedural schedule for the continued processing of this complaint. 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. On December 8, 2023, Staff propounded its Second Request for Information to Westlake. Westlake filed its response on February 2, 2024. Staff filed its Third Request for Information to Westlake on March 7, 2024, making Westlake's responses due on March 27, 2024. Staff, therefore, respectfully requests that Staff be given until April 10, 2024, to file its supplemental statement of position and propose a procedural schedule for the continued processing of this complaint.

**II. CONCLUSION**

Staff respectfully requests the entry of an Order consistent with Staff's recommendations above.

Dated: March 7, 2024

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Marisa Lopez Wagley  
Division Director

/s/ Jena R. Abel  
Jena R. Abel, Deputy Division Director  
Board Certified – Administrative Law –  
Texas Board of Legal Specialization  
State Bar No. 24036103  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7325  
(512) 936-7268 (facsimile)  
jena.abel@puc.texas.gov

**DOCKET 55635**

**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 March 7, 2024, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Jena R. Abel  
Jena R. Abel