



Control Number: 43074



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DOCKET NO. 43074

APPLICATION OF J&S WATER §
COMPANY, LLC AND UTILITIES §
INVESTMENT COMPANY, INC. FOR §
SALE, TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN HARRIS COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS

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**ORDER NO. 3
FINDING APPLICATION INCOMPLETE
AND NOTICE INSUFFICIENT**

On September 22, 2014, Public Utility Commission of Texas (Commission) Staff responded to Order No. 1 regarding the above-styled and numbered proceeding.

Application. Commission Staff stated there were two material deficiencies in the application of J&S Water Company, LLC (J&S Water) and Utilities Investment Company, Inc. (Utilities Investment) in the following areas: 1) no supporting documents to demonstrate Utilities Investment has and will have the financial capability to provide continuous and adequate service; 2) failed to submit the proposed tariff for the affected service area. Staff recommends J&S Water and Utilities Investment be allowed thirty (30) days to amend the application to cure the deficiencies identified. Accordingly, the application is deficient. On or before October 23, 2014, J&S Water and Utilities Investment shall cure the deficiencies identified by Staff.

Notice. Commission Staff stated J&S Water and Utilities Investment submitted a form notice used by the Texas Commission on Environmental Quality. Staff recommended J&S Water and Utilities Investment be allowed thirty (30) days to amend the notice using a form notice used by the Commission. Accordingly, the notice is deemed insufficient. On or before October 23, 2014, J&S Water and Utilities Investment shall amend the notice using the proper form.

Procedural Schedule. Commission Staff stated because the application of J&S Water and Utilities Investment is administratively incomplete and notice is insufficient, the application is not considered filed. After J&S Water and Utilities Investment have amended the application and Staff determines it to be administratively complete, Staff will propose a procedural schedule containing deadlines consistent with the 120-day period prescribed by the Commission's substantive rules.

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SIGNED AT AUSTIN, TEXAS on the 23rd day of September 2014.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read "Irene Montelongo", is written over a horizontal line.

**IRENE MONTELONGO
DIRECTOR, DOCKET MANAGEMENT**