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DOCKET NO. 43117

**APPLICATION OF BRAZOS VALLEY §
SEPTIC & WATER, INC. AND NERRO §
SUPPLY, LLC FOR SALE, TRANSFER, §
OR MERGER OF FACILITIES AND §
TO AMEND A CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
BRAZOS, BURLESON, AND §
ROBERTSON COUNTIES (37948-S) §**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

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**ORDER NO. 7
DEEMING CLOSING DOCUMENTS INSUFFICIENT AS FILED;
ESTABLISHING DEADLINES FOR ADDITIONAL FILINGS**

This Order addresses the application of Brazos Valley Septic & Water, Inc. (Brazos Valley) and Nerro Supply, LLC (Nerro) to sell/transfer all water assets held under Brazos Valley's Certificate of Convenience and Necessity (CCN) No. 12552 to Nerro's CCN No. 13094 (in Brazos, Burleson, and Robertson Counties).

On December 5, 2014, Order No. 6 in the above-styled and numbered docket approved the sale/transfer to proceed. On April 29, 2015, Nerro filed closing documents in response to Order No. 6.

On May 13, 2015, Public Utility Commission of Texas (Commission) Staff found that the warranty deed and bill of sale submitted by Nerro on April 29, 2015, is only signed by Brazos Valley, the grantor of the transaction, but the notice of assignment is signed by both parties. Commission Staff contacted Nerro and Nerro agreed to file a letter with the Commission, signed by both parties, stating the transaction has been completed. Once Commission Staff receives this letter, Staff will revise the maps to reflect the transaction and send the maps to the parties for consent.

Staff recommended Nerro be required to file the additional closing document described above by June 3, 2015. Staff proposed to file a supplemental recommendation, by June 17, 2015, addressing sufficiency of the documents and a proposed procedural schedule for the remainder of this proceeding.

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Consistent with Commission Staff's recommendation, the documents filed by Nerro are insufficient as filed. Nerro shall file on or before **June 3, 2015**, a letter signed by both parties that shows the transaction has been completed. No later than **June 17, 2015**, Commission Staff shall file a final recommendation regarding the sufficiency of the closing documents and propose a schedule for the continued processing of this docket.

SIGNED AT AUSTIN, TEXAS the 19th day of May 2015.

PUBLIC UTILITY COMMISSION OF TEXAS



JEFFREY J. HUHN

ADMINISTRATIVE LAW JUDGE