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DOCKET NO. 44992

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APPLICATION OF TEXAMERICAS §
CENTER AND RIVERBEND WATER §
RESOURCES DISTRICT FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN BOWIE COUNTY §

PUBLIC UTILITY COMMISSION §

2016 JAN 5 PM 3:40
PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

ORDER NO. 5
APPROVING SALE AND TRANSFER TRANSACTION TO PROCEED

On July 30, 2015, TexAmericas Center (TexAmericas) and Riverbend Water Resource District (Riverbend) filed an application for sale, transfer, or merger of facilities and certificate rights in Bowie County. As a result of the proposed transaction, Riverbend would acquire CCN No. 13210 and 21067 and TexAmericas would no longer be in the utility business.

On December 22, 2015, Public Utility Commission of Texas (Commission) Staff recommended that (1) Riverbend had demonstrated adequate financial, managerial, and technical capability for providing service to the area subject to this application; (2) the proposed transaction will serve the public interest; (3) a public hearing is not necessary; and (4) the Applicants be allowed to proceed with the proposed transaction. Consistent with Commission Staff's recommendation, the sale and transfer transaction as contemplated in the application may proceed and be consummated.

Pursuant to 16 Tex. Admin. Code § 24.112(e), TexAmericas and Riverbend have one year, to submit proof to the Commission that the transaction has been consummated. If closing documents are not submitted within this period, or an extension granted, approval of this transaction is void.


In an effort to finalize this case as soon as possible, beginning February 5, 2016, and continuing monthly thereafter, TexAmericas and Riverbend shall file an update regarding the status of the efforts to conclude the transaction and to submit documents evidencing the transaction closing and the disposition of customer deposits.

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Within 20 working days of the submission of proof that the sale/transfer has been consummated and customer deposits addressed, Commission Staff shall file a recommendation regarding the sufficiency of the documents.

SIGNED AT AUSTIN, TEXAS on the 5th day of January 2016.

PUBLIC UTILITY COMMISSION OF TEXAS



JEFFREY J. HUHN
ADMINISTRATIVE LAW JUDGE