



Control Number: 46150



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October 18, 2016

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PUBLIC UTILITY COMMISSION  
FILING CLERK

VIA HAND DELIVERY

Public Utility Commission of Texas  
Attn: Filing Clerk  
1701 North Congress Avenue, 8<sup>th</sup> Floor  
Austin, Texas 78701

Re: PK-RE Development Company, Inc. d/b/a Oak Shores Water System ("PK-RE"); Notice of Intent to Sell Facilities and Transfer of Certificate of Convenience and Necessity (CCN) Nos. 12407 and 20948 to Undine Development, LLC ("Undine") in Travis County, Texas; PUC Docket No. 46150

Dear Filing Clerk:

My name is Michael & Mariellen Fagan, and I reside at 7228 Oak Shores Drive, Austin, TX 78730; and my mailing address is 7228 Oak Shores Drive, Austin TX 78730. You can contact me during the daytime at 330-256-2049.

I am a retail water and sewer customer of PK-RE. I am filing this letter of protest and hearing request in response to the Notice of Intent to Sell Facilities and Transfer of CCN Nos. 12407 and 20948. I formally request a public hearing on the matter.

The sale of the facilities and transfer of the CCNs will have an adverse impact on me. In particular,

- 1) I am concerned that Undine is not capable of providing continuous and adequate service, or meeting the standards of the Commission and the Texas Commission on Environmental Quality for providing water and sewer service;
- 2) I am concerned that Undine does not have the financial ability to pay for or finance the improvements that are necessary to provide continuous and adequate service to the water and sewer systems;
- 3) I am concerned that Undine does not have the financial stability to provide continuous and adequate service to the water and sewer systems;
- 4) I am concerned that Undine will not improve my service or lower my costs for utility service; and
- 5) I am concerned that the transfer of the CCNs to Undine will likely result in higher rates for me and other customers of the water and sewer systems.

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My concerns could be addressed by withdrawal of the application or possible through conditions established in an order related to the requested sale and transfer.

Sincerely,

Maxiellen Fager  
