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DOCKET NO. 46169

APPLICATION OF EL PINON WATER §
SUPPLY AND SIMPLY AQUATICS, §
INC. FOR SALE, TRANSFER, OR §
MERGER OF FACILITIES AND §
CERTIFICATE RIGHTS IN SAN §
AUGUSTINE COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS

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ORDER NO. 6
APPLICATION INCOMPLETE AND DEFICIENT;
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE

This Order addresses Commission Staff's March 13, 2017 supplemental recommendation in this application. El Pinon Water Supply and Simply Aquatics, Inc. filed supplements to the application on February 27, 2017. However, Commission Staff recommends that the application remains deficient and is not administratively complete as specifically described in Staff's pleading and in the attached memorandum of Patricia Garcia and Tracy Montes in the Commission's Water Utility Regulation division. Commission Staff recommended that due to the intensity of the review required for this type of application, applicants be given only until the March 28, 2017 to supplement and complete this application, curing all remaining deficiencies.

Consistent with Commission Staff's recommendation, the application remains administratively incomplete and deficient. Applications are not considered filed until a determination of administrative completeness is made;¹ thus, at this time this application is not considered filed with the Commission. On or before **March 28, 2017**, El Pinon and Simply Aquatics shall amend the application to cure the deficiencies noted by Commission Staff. Within 10 working days of the applicants' filing, Commission Staff shall file a supplemental recommendation regarding administrative completeness of the amended application and propose additional deadlines, as appropriate.

¹ 16 Texas Administrative Code § 24.8(a).

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Signed at Austin, Texas the 15th day of March 2017.

PUBLIC UTILITY COMMISSION OF TEXAS

Susan E. Goodson
For: SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE