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DOCKET NO. 46169

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REGISTRATION SECTION

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

ORDER NO. 9
APPROVING SALE AND TRANSFER TRANSACTION TO PROCEED

This Order addresses Commission Staff's July 17, 2017 recommendation that the transaction between El Pinon Water Supply and Simply Aquatics, Inc. should be allowed to proceed.

Consistent with Commission Staff's recommendation the transaction proposed in this application may proceed and be consummated. As soon as possible after the effective date of the transaction, but not later than 30 days after, applicants shall file proof that the transaction has been consummated and customer deposits have been properly addressed.¹ Applicants have 180 days to complete the transaction.² If the transaction is not consummated within this period, the approval is void, unless the commission in writing extends the time period for good cause shown.³ Applicants are advised that the certificate affected by this application will continue to be held by El Pinon until this application is complete in accordance with the Commission's rules and final approval is issued.

In an effort to finalize this case as soon as possible, beginning **September 6, 2017**, and continuing monthly thereafter, the applicants shall file an update regarding the status of the efforts to conclude the transaction and submit documents evidencing the transaction was consummated and customer deposits properly addressed.

Within 15 days following the filing of the applicants' proof that the sale/transfer has been consummated and customer deposits (if any) have been addressed, Commission Staff shall file a

¹ 16 Tex. Admin. Code § 24.109(n) (TAC).

² 16 TAC § 24.109(o).

³ *Id.*

recommendation regarding the sufficiency of the documents and propose a schedule for the continued processing of this docket.

SIGNED AT AUSTIN, TEXAS the 3rd day of August 2017.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE