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APPLICATION OF SWWC UTILITIES, §
INC. DBA DIAMOND WATER §
COMPANY AND SWWC UTILITIES, §
INC. DBA WATER SERVICES, INC. §
FOR SALE, TRANSFER, OR MERGER §
OF FACILITIES AND CERTIFICATE §
RIGHTS IN BANDERA, COMAL, AND §
GILLESPIE COUNTIES §

PUBLIC UTILITY COMMISSION
OF TEXAS

2016 NOV 2 PM 3:50
PUBLIC UTILITY COMMISSION
FILING CLERK

**ORDER NO. 4
APPROVING TRANSACTION TO PROCEED**

This Order addresses Commission Staff's October 21, 2016 recommendation that the transaction proposed in this application 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 one year to complete the transaction.² If the transaction is not consummated within this period, or an extension requested and granted, this approval is void and applicants will have to reapply for approval of the sale.³ Applicants are advised that Diamond Water's water certificate affected by this application will continue to be held by Diamond 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 December 1, 2016, and continuing monthly thereafter, applicants shall file an update regarding the status of the efforts to complete the transaction and to submit documents evidencing the transaction was consummated and customer deposits properly addressed.

¹ 16 Tex. Admin. Code § 24.112(d) (TAC).

² 16 TAC § 24.112(e).

³ *Id.*

Within 15 days following the filing of applicants' proof that the transaction has been consummated and customer deposits (if any) have been addressed, Commission Staff shall file a recommendation regarding the sufficiency of the documents and propose a schedule for the continued processing of this docket.

Signed at Austin, Texas the 2nd day of October 2016.

PUBLIC UTILITY COMMISSION OF TEXAS



JEFFREY J. HUHN
ADMINISTRATIVE LAW JUDGE