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DOCKET NO. 46590

APPLICATION OF SIMPLY
AQUATICS, LLC FOR A PRICE
INDEX RATE ADJUSTMENT §
§
§

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PUBLIC UTILITY COMMISSION
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OF TEXAS
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**ORDER NO. 5
GRANTING MOTION TO WITHDRAW;
DISMISSING APPLICATION**


This Order addresses Simply Aquatics, LLC's motion filed on April 25, 2017, to withdraw the application for a price index rate adjustment.

Under 16 Texas Administrative Code § 22.181(g)(1), a party that initiated a proceeding may withdraw its application at any time before that party has presented a direct case. Simply Aquatic's has not presented a direct case in this proceeding.

Accordingly, Simply Aquatic's motion to withdraw is granted and the application is dismissed without prejudice to refile of same.

Signed at Austin, Texas the 26th day of April 2017.

PUBLIC UTILITY COMMISSION OF TEXAS



JEFFREY J. HUHN
ADMINISTRATIVE LAW JUDGE