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APPLICATION OF SUBURBAN § BEFORE THE STATE OFFICE
UTILITY COMPANY, INC. FOR § OF
AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS

**SOAH ORDER NO. 6
GRANTING MOTION TO INTERVENE; CONTINUING ABATEMENT;
AND REQUIRING STATUS REPORT**

On November 15, 2017, Undine Texas, LLC (Undine) filed a motion to intervene in this case. As the basis for its motion, Undine averred that on September 22, 2017, the Public Utility Commission of Texas (Commission) adopted an emergency order appointing Undine as Temporary Manager of Suburban Utility Company, Inc. (Suburban), and, on October 26, 2017, affirmed the emergency order after a public hearing. Therefore, Undine has acted as Suburban's temporary manager since that time and will continue to do so until March 21, 2018. Given the duties assumed and authorities provided to Undine pursuant to the Texas Water Code as Suburban's temporary manager, Undine contends that it has an interest in this proceeding. No party has filed a response to Undine's motion.

The Administrative Law Judge (ALJ) finds that Undine does have an interest in this proceeding such that its motion to intervene should be **GRANTED**. Therefore, Undine is now a party to this proceeding.

On November 30, 2017, Undine, as Suburban's temporary manager, filed a status report. Undine represented that Suburban and Commission Staff agree with the status report as filed. In the report, Undine explained that it and Suburban filed an application seeking Commission approval for Undine to acquire Suburban's facilities and certificate rights, and that the Commission has issued an order approving the sale. Undine requests that this case remain abated until such time as the sale of Suburban's facilities and certificate rights to Undine is closed, which it contends will be soon and, pursuant to statute, by no later than 180 days after October 13, 2017.

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Under the circumstances, the ALJ finds that this case and all pending deadlines should remain **ABATED** until further order from the ALJ. Undine is **ORDERED** to submit to the ALJ, **by no later than February 2, 2018**, a written status report regarding the status of the sale of Suburban's facilities and certificate rights to Undine.

The effective date for any rates approved in this proceeding is hereby **EXTENDED** by the same period of time this case remains abated.

SIGNED December 1, 2017.

A handwritten signature in black ink, appearing to read 'C. Bell', is written over a horizontal line.

CASEY A. BELL
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS