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DOCKET NO. 46674

APPLICATION OF SUBURBAN
UTILITY COMPANY, INC. FOR
RATE/TARIFF CHANGE

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PUBLIC UTILITY COMMISSION

2019 JAN -9 PM 2:56
OF TEXAS

PUBLIC UTILITY COMMISSION
FILING CLERK

ORDER NO. 5
DISMISSING APPLICATION AND CLOSING DOCKET

On December 29, 2016, Suburban Utility Company, Inc. filed the above-styled and numbered application. On February 1, 2017, the Commission referred the docket to the State Office of Administrative Hearings (SOAH) for assignment of an administrative law judge (ALJ) to conduct a hearing and issue a proposal for decision, if necessary.

In September 2017, the Commission appointed Undine Texas, LLC as Suburban's temporary manager on an emergency basis¹ and Undine became a party to the instant docket. The case remained abated pending completion of the sale of Suburban's assets to Undine in Docket No. 47396.² On December 21, 2018, the Commission entered an approval in Docket No. 47396 and shortly thereafter Undine, as Suburban's successor in interest, filed a motion to withdraw Suburban's application for authority to change rates.

On January 8, 2019, SOAH issued Order No. 10, granting Undine's request to withdraw the application, dismissed the matter without prejudice, and returned the case to the Commission.

Based upon the foregoing, this matter is also dismissed from the Commission's docket and Docket No. 46674 is closed.

Signed at Austin, Texas the 9th day of January 2019.

PUBLIC UTILITY COMMISSION OF TEXAS


STEPHEN JOURNEAY
COMMISSION COUNSEL

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¹ Commission Staff's Application for an Emergency Order Appointing a Temporary Manager to Suburban Utility Company under Texas Water Code § 13.4132, Docket No. 47638, Order Affirming Emergency Order (Oct. 26, 2017).

² Application of Undine Texas, LLC and Suburban Utility Company for Sale, Transfer, or Merger of Facilities and Certificate Right in Harris County, Docket No. 47396, Notice of Approval (Dec. 21, 2018).

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