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APPLICATION OF CHUCK BELL DBA §
CHUCK BELL WATER SYSTEM, LLC §
AND UNDINE TEXAS, LLC FOR §
SALE, TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN JOHNSON AND §
TARRANT COUNTIES §

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OF TEXAS

UNDINE TEXAS, LLC'S RESPONSE TO
COMMISSION STAFF'S ORDER NO. 6

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

Undine Texas, LLC ("Undine") files this Response to Order No. 6, and in support thereof, states the following:

On October 19, 2017, the ALJ issued Order No. 6, finding that the application remains incomplete and deficient and directing Applicants to amend the Application to cure the deficiencies noted by Commission Staff on or before November 10, 2017. Accordingly, this response is timely filed.

In response to Commission Staff Order No. 6, Undine hereby files the following information.

1. Deficiency – Decertification

Decertification agreements are still outstanding from the City of Cleburn for the overlapping portion of CCN No. 10917 and Johnson County SUD for the overlapping portion of CCN NO. 10081.

Undine continues to work with the involved parties to put itself in a position to resolve this identified deficiency.

2. Deficiency – Clarification

Second, Staff requires clarification from Applicants regarding the intent of the Application. Do the overlaps with neighboring utilities' service areas presented in the mapping data represent areas where chuck Bell in fact has customers and infrastructure but was serving outside of its service area? Or do you the overlaps with those neighboring utilities simply

represent areas which Undine would like to incorporate into the service area that it is acquiring from Chuck Bell?

It is Undine's understanding that the overlaps with the neighboring utilities' service areas presented in the mapping data represent areas where Chuck Bell in fact has customers and infrastructure but was serving outside of its service area. To the extent that understanding is correct, Undine intends to address that issue with the decertification (or dual certification) agreements discussed in the first deficiency.

Undine continues to work diligently to address the first deficiency, and respectfully requests that the application not be dismissed while Undine continues with those efforts.

Respectfully submitted,

DuBois, Bryant & Campbell, LLP

By: 

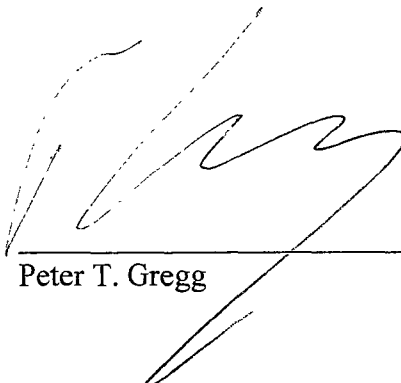
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CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document was served on the persons as indicated below on this the 10th day of November, 2017:

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