



Control Number: 47178



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**DOCKET NO. 47178**

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**APPLICATION OF RICHARD  
SULLIVAN AND MICHAEL & HEIDI  
FENSTERBUSH FOR SALE,  
TRANSFER, OR MERGER OF  
FACILITIES AND CERTIFICATE  
RIGHTS IN LUBBOCK COUNTY  
(VALLEY ESTATES)**

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**PUBLIC UTILITY COMMISSION**

2017 OCT 18 PM 2:01  
PUBLIC UTILITY COMMISSION  
OF TEXAS  
FILING CLERK

**ORDER NO. 5  
APPROVING SALE/TRANSFER TO PROCEED**

This Order addresses Commission Staff's October 13, 2017 recommendation that the applicants be allowed to proceed with this transaction and that the applicants provide the final sale documents so that final mapping can be completed.

Consistent with Commission Staff's recommendation, the sale/transfer transaction between Richard Sullivan and Michael & Heidi Fensterbush may proceed and be consummated. As soon as possible after the effective date of the transaction, but not later than 30 days after the effective date of the transaction, the applicants shall file proof that the sale/transfer has been consummated and customer deposits addressed. Applicants have 180 days to complete the transaction. Under 16 Texas Administrative Code § 24.109(o), if the transaction is not consummated within this period, or an extension granted, this approval is void and the applicants will have to reapply for approval of the sale. Applicants are advised that the certificate affected by this application will continue to be held by Richard Sullivan until this application is complete in accordance with Commission rules and final approval is granted.

In an effort to finalize this case as soon as possible, beginning **November 17, 2017** and continuing monthly thereafter, the applicants shall file an update regarding the status of the efforts to conclude the transaction and submit documents evidencing the transaction was consummated.

Within fifteen days following the filing of the applicants' proof that the sale/transfer has been consummated and customer deposits have been addressed, Commission Staff shall file a recommendation regarding the sufficiency of the documents and propose a schedule for continued processing of this docket.

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Signed at Austin, Texas the 18<sup>th</sup> day of October 2017.

**PUBLIC UTILITY COMMISSION OF TEXAS**

  
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**JEFFREY J. HUHN**  
**ADMINISTRATIVE LAW JUDGE**

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