



Control Number: 47592



Item Number: 49

Addendum StartPage: 0

DOCKET NO. 47592

**APPLICATION OF JENNIFER FULTZ, §
RECEIVER FOR THUNDERBIRD §
POINT WATER SYSTEM, AND BI- §
COUNTY WATER SUPPLY §
CORPORATION FOR SALE, §
TRANSFER OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN CAMP COUNTY §**

PUBLIC UTILITY COMMISSION

2020 FEB 26 10 49 AM
PUBLIC UTILITY COMMISSION
OF TEXAS

**ORDER NO. 9
GRANTING REQUEST FOR EXTENSION OF TIME
TO COMPLETE SALE TRANSACTION**

This Order addresses Jennifer Fultz, receiver for Thunderbird Point Water System's motion for extension of time to complete the sale transaction with Bi-County Water Supply Corporation filed on February 25, 2020.

In Order No. 4 filed on February 6, 2018, the administrative law judge (ALJ) approved the sale and transfer transaction to proceed. Under 16 Texas Administrative Code § 24.109(o), the Commission's time period for approval of this transaction expires on August 6, 2018, 180 days following the date of the Commission order allowing the transaction to proceed. Under this rule, if the parties do not complete the sale within this period, authorization for the transaction to proceed is void. However, the rule does allow the Commission to extend the time period for good cause shown.

On January 30, 2018, Commission Staff recommended that the transaction proceed in this docket. In Order No. 4 file on February 6, 2018, the administrative law judge (ALJ) approved the transaction to proceed and advised the applicants they had 180 days to complete the transaction or the approval would be void without a granting of good cause for an extension of time by the Commission. An extension was granted in Order No. 5 filed on July 9, 2018, giving the applicants a new deadline of February 6, 2019 to complete the transaction. The sale was not completed by the deadline and in Order No. 6 filed on April 12, 2019, the ALJ found the original approval of the transaction void. In Order No. 8 filed on June 10, 2019, the ALJ filed a new approval of the sale

and authorized the transaction to proceed and required Thunderbird Point and Bi-County to file monthly updated regarding the status of the closing.

On November 25, 2019, Thunderbird Point filed a request for an extension to allow additional time for Thunderbird Point to satisfy the requirements from the title company in order to finalize the transfer of real property and to allow sufficient time to provide notice to customers and vendors regarding procedures to follow once the transfer has occurred.

The ALJ grants the request. On or before March 27, 2020, Thunderbird Point and Bi-County WSC must file proof that the transaction has been consummated and customer deposits have been addressed. Within 30 days following the date the applicants file proof that they completed the transaction and addressed customer deposits (if any), Commission Staff must file a recommendation on the adequacy of the documents.

Signed at Austin, Texas the 26th day of February 2020.

PUBLIC UTILITY COMMISSION OF TEXAS



CHRISTOPHER OAKLEY
ADMINISTRATIVE LAW JUDGE