



Control Number: 47639



Item Number: 13

Addendum StartPage: 0

DOCKET NO. 47639

RECEIVED

2017 NOV 22 AM 9:29

APPLICATION OF GULF COAST UTILITY §
COMPANY, INC. AND UNDINE TEXAS §
ENVIRONMENTAL, LLC FOR SALE, §
TRANSFER, OR MERGER OF SEWER §
FACILITIES AND CERTIFICATE RIGHTS §
BRAZORIA COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS
PUBLIC UTILITY COMMISSION
FILING CLERK

**UNDINE TEXAS ENVIRONMENTAL, LLC'S
RESPONSE TO ORDER NO. 2**

COMES NOW, Applicant, Undine Texas Environmental, LLC ("Undine") and files this Response to Order No. 2. Order No. 2 establishes a deadline of November 22, 2017 to provide the information contained herein. Accordingly, this response is timely filed.

Attached as Exhibit A is the Publisher's Affidavit and tear sheets confirming publication on November 9, 2017 and November 16, 2017 in Brazoria County, Texas.

Attached as Exhibit B is the notice to affected parties and an affidavit of delivery and notice. Attached as Exhibit B-1 (submitted confidentially) is a list of recipients.

Attached as Exhibit C are the maps associated with Undine's application.

Respectfully submitted,

DuBois, Bryant & Campbell, LLP

By: 

Peter T. Gregg
State Bar No. 00784174
303 Colorado, Suite 2300
Austin, Texas 78701
pgregg@dbcllp.com
(512) 457-8000
(512) 457-8008 (fax)

**Attorneys for Undine Texas
Environmental, LLC**

CERTIFICATE OF SERVICE

I do hereby certify by my signature above that a true and correct copy of the foregoing document was served by U.S. Mail and Email on this the 22nd day of November, 2017, to the following:

Matthew A. Arth
Public Utility Commission of Texas
Legal Division
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
Matthew.Arth@puc.texas.gov

EXHIBIT A
PUBLISHER'S AFFIDAVIT

PUBLIC UTILITY COMMISSION

PUBLISHER'S AFFIDAVIT
DOCKET NO. 47639

STATE OF TEXAS
COUNTY OF Brazoria

Before me, the undersigned authority, on this day personally appeared

Cindy Cornette

who being by me duly sworn, deposes and that (s)he is the

Advertising Director of the The Facts
(TITLE) (NAME OF NEWSPAPER)

that said newspaper is regularly published in Brazoria County
(COUNTY/COUNTIES)

and generally circulated in Brazoria County, Texas;
(COUNTY/COUNTIES)

and that the attached notice was published in said newspaper on the following dates, to wit:

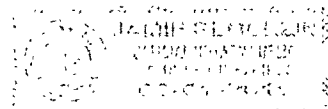
Thursday, November 9th, + 16th, 2017
(DATES)

Cindy Cornette
(SIGNATURE OF NEWSPAPER REPRESENTATIVE)

Subscribed and sworn to before me this 21st day of November, 2017
to certify which witness my hand and seal of office.

[Signature]
Notary Public in and for the State of Texas

Jamie Glackzin
Print or Type Name of Notary Public
Commission Expires 6-1-2019



AFFP

Docket No 47639 Notice for Pub

Affidavit of Publication

STATE OF TEXAS)
COUNTY OF BRAZORIA) SS

DOCKET NO. 47639
Notice for Publication

EMCAD WATER AND WASTEWATER, LLC APPROVAL TO PURCHASE FACILITIES OF GULF COAST UTILITY COMPANY, INC.'S CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 20688 IN BRAZORIA COUNTY, TEXAS

Cindy Cornette, being duly sworn, says:

EMCAD Water and Wastewater, LLC
(Purchasor's or Transferee's Name)
10913 Metronome Drive
(Address)
Houston TX 77043
(City) (State) (Zip Code)

That she is Advertising Director of the The Facts, a daily newspaper of general circulation, printed and published in Clute, Brazoria County, Texas; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

EMCAD Water and Wastewater, LLC, (which is separately seeking in Public Utility Commission Docket No 47641 to change its name to Undine Texas Environmental, LLC) seeks approval to Purchase facilities and to Transfer sewer service area under CCN No. 20688 from Gulf Coast Utility Company, Inc., in Brazoria County, Texas. The Transfer and Purchase of CCN No 20688 is the subject of this notice, which the Public Utility Commission is considering in Docket No 47639.

November 09, 2017, November 16, 2017

Gulf Coast Utility Company, Inc.
(Seller's or Transferor's Name)
P.O. Box 2067
(Address)
Alvin, TX 77512-2067
(City)(State) (Zip Code)

That said newspaper was regularly issued and circulated on those dates.

The sale is scheduled to take place as approved by the Commission (V.T.C.A., Water Code § 13.301). The transaction includes the following subdivisions:

SIGNED:

Cindy Cornette

Advertising Director

Southwood Estates
The requested area is located approximately 2 miles east of downtown Arcola, TX, and is generally bounded on the north by Croix Rd; on the east by Old Airline Rd; on the south by SH 6; and on the west by Savannah Pkwy.

Subscribed to and sworn to me this 16th day of November 2017.

The requested area includes approximately 245 total acres and 530 current customers.

Jamie Glockzin

Jamie Glockzin, , Brazoria County, Texas

Spring Crossing
The requested area is located approximately 6 miles south-southeast of downtown Arcola, TX, and is generally bounded on the north by CR 1125; on the east by SH 288; on the south by CR 5346; and on the west by Airline Rd S.

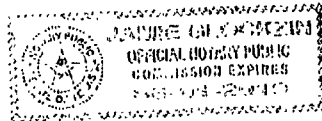
Jamie Glockzin, , Brazoria County, Texas

The requested area includes approximately 286 total acres and 0 current customers

My commission expires: June 01, 2019

This transaction will have the following effect on the current customers' rates and services: This application will not change the customer's rates

00012470 00075448



Undine, LLC
10913 Metronome Drive
Houston, TX 77043

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, docket number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application which would satisfy your concerns and cause you to withdraw your request for a hearing.

Hearing requests, comments or requests to intervene should be filed with the:

Public Utility Commission of Texas
Central Records
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request will receive notice if a hearing is scheduled.

If a valid public hearing is requested, the Commission will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, SOAH will submit a recommendation to the Commission for final decision. An evidentiary hearing is a legal proceeding similar to a civil trial in state district court.

Si desea información en Español, puede llamar al 1-888-782-8477

Peter Gregg 512-381-8085
Utility Representative

EMCAD Water and Wastewater, LLC (which is proposed to be changed to "Undine Texas Environmental, LLC" in pending Public Utility Commission of Texas Docket No. 47641)
Utility Name

The Facts

Help Wanted

Womens Center of Brazoria County Seeking PT student worker in any of north of Houston. ...

Office/Classroom

Office Help Needed. Call-Rite Carpet 504 W. ...

Restaurants. Salad's Restaurant now being kitchen help. ...

Immediate Opening. Cavities at Washcoat. ...

Miscellaneous

Wanted. Maybe seeking machine wash caps. ...

LOOK! TIRES. 1110 BOUR15LT. Cooper Discoverer of S/T Motor. ...

LOOK! Toy-Bike Pony 2412 Riding. 17.5 HP 7 speed. ...

Machinery & Tools. 125v. Excellent condition. ...

LOOK! NOBARY 100. 125v. Excellent condition. ...

Free Pets. Kittens. 978-248-8887. ...

Unfurnished Apartments. ...

Unfurnished Houses

RENT TODAY. 3711. Migration. \$1050/mo + Dep. ...

OUTSIDE CITY LIMITS. DISD 311. ...

Don't Let Things Pile Up. ...

PUBLIC NOTICES. Notice for Publication. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

Gulf Coast Utility Company, Inc. ...

Southwood Estates. The requested area is located approximately 2 1/2 miles east of downtown ...

Spring Crossing. The requested area is located approximately 6 miles south-southeast of downtown ...

The requested area includes approximately 280 total acres and 0 current customers.

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

Business Rentals

2076 West Way. Lake Jackson. 3800 sq. ft. ...

RENT TODAY. Commercial Office Space for Lease. ...

Don't Let Things Pile Up. ...

PUBLIC NOTICES. Notice for Publication. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

Gulf Coast Utility Company, Inc. ...

Southwood Estates. The requested area is located approximately 2 1/2 miles east of downtown ...

Spring Crossing. The requested area is located approximately 6 miles south-southeast of downtown ...

The requested area includes approximately 280 total acres and 0 current customers.

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

Houses for Sale

308 EDGEWATER DRIVE. Havenwood 370. ...

BY OWNER. BRICE PLUS FURNISHED. ...

Don't Let Things Pile Up. ...

PUBLIC NOTICES. Notice for Publication. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

Gulf Coast Utility Company, Inc. ...

Southwood Estates. The requested area is located approximately 2 1/2 miles east of downtown ...

Spring Crossing. The requested area is located approximately 6 miles south-southeast of downtown ...

The requested area includes approximately 280 total acres and 0 current customers.

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

Houses for Sale

NEW HOMES IN CRAWFORD. ...

BY OWNER. BRICE PLUS FURNISHED. ...

Don't Let Things Pile Up. ...

PUBLIC NOTICES. Notice for Publication. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

Gulf Coast Utility Company, Inc. ...

Southwood Estates. The requested area is located approximately 2 1/2 miles east of downtown ...

Spring Crossing. The requested area is located approximately 6 miles south-southeast of downtown ...

The requested area includes approximately 280 total acres and 0 current customers.

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...



Protect memories. ...

PUBLIC NOTICES. Notice for Publication. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

Gulf Coast Utility Company, Inc. ...

Southwood Estates. The requested area is located approximately 2 1/2 miles east of downtown ...

Spring Crossing. The requested area is located approximately 6 miles south-southeast of downtown ...

The requested area includes approximately 280 total acres and 0 current customers.

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

Continuing and Life

Continuing and Life. ...

Protect memories. ...

PUBLIC NOTICES. Notice for Publication. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

Gulf Coast Utility Company, Inc. ...

Southwood Estates. The requested area is located approximately 2 1/2 miles east of downtown ...

Spring Crossing. The requested area is located approximately 6 miles south-southeast of downtown ...

The requested area includes approximately 280 total acres and 0 current customers.

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

PUBLIC NOTICES

Sealed Bids for 18-13 Meeting with the Production will be received by Brazoria County Purchasing Director Lisa Carroll. ...

PUBLIC NOTICE. Notice of Intention of the Secretary of the Public Participation in the FCC's National Programmatic Agreement. ...

PUBLIC NOTICES. Notice for Publication. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

EMCAD Water and Wastewater, LLC. ...

Gulf Coast Utility Company, Inc. ...

Southwood Estates. The requested area is located approximately 2 1/2 miles east of downtown ...

Spring Crossing. The requested area is located approximately 6 miles south-southeast of downtown ...

The requested area includes approximately 280 total acres and 0 current customers.

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

You may request a public hearing. A request for a public hearing must be in writing and include: (1) your name, mailing address, and daytime telephone number, ...

EXHIBIT B

NOTICE TO CUSTOMERS AND LANDOWNERS

PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO CUSTOMERS, NEIGHBORING SYSTEMS AND CITIES

DOCKET NO. 47639

STATE OF TEXAS
COUNTY OF Harris

Before me, the undersigned authority, on this day personally appeared

Carey A. Thomas

who being by me duly sworn, deposes and that (s)he is the

Senior Vice President of the Undine Texas Environmental, LLC fka EMCAD Water and Wastewater, LLC
(TITLE) (NAME OF UTILITY)

that the attached notice was provided to landowners and other affected parties by Mail

(METHOD USED TO PROVIDE NOTICE)

on or about the following date, to wit November 13, 2017

(DATE)

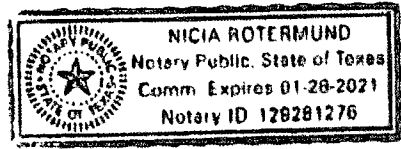
Carey A. Thomas
(SIGNATURE OF UTILITY OFFICIAL)

Subscribed and sworn to before me this 17 day of November, 2017
to certify which witness my hand and seal of office.

Nicia Rotermund
Notary Public in and for the State of Texas

Nicia Rotermund
Print or Type Name of Notary Public

Commission Expires 1-28-2021



Notice to Current Customers, Neighboring Systems, and Cities

EMCAD WATER AND WASTEWATER, LLC APPROVAL TO PURCHASE FACILITIES OF GULF COAST UTILITY COMPANY, INC.'S CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 20688 IN BRAZORIA COUNTY, TEXAS

To: Current Customers, Neighboring Systems, and Cities Date Notice Mailed: November 10, 2017

EMCAD Water and Wastewater, LLC, (proposed to be changed to "Undine Texas Environmental, LLC" in pending Public Utility Commission of Texas Docket No 47641), 10913 Metronome Dr., Houston, Texas 77043

EMCAD Water and Wastewater, LLC. (which is *separately* seeking in Public Utility Commission Docket No 47641 to change its name to Undine Texas Environmental, LLC) seeks approval to Purchase facilities and to Transfer sewer service area under CCN No. 20688 from Gulf Coast Utility Company, Inc.. in Brazoria County, Texas. The Transfer and Purchase of CCN No 20688 is the subject of **this** notice, which the Public Utility Commission is considering in Docket No. **47639**

<u>Gulf Coast Utility Company, Inc.</u>	<u>P.O. Box 2067</u>	<u>Alvin, TX</u>	<u>77512-2067</u>
(Seller's or Transferor's Name)	(Address)	(City)(State)	(Zip Code)

The sale is scheduled to take place as approved by the Commission (V.T.C.A., Water Code §13.301). The transaction and the transfer of the CCN includes the following subdivision.

The transaction and the transfer of the CCN includes the following subdivisions:

Southwood Estates

The requested area is located approximately 2 miles east of downtown Arcola, TX, and is generally bounded on the north by Croix Rd; on the east by Old Airline Rd; on the south by SH 6; and on the west by Savannah Pkwy.

The requested area includes approximately 245 total acres and 530 current customers.

Spring Crossing

The requested area is located approximately 6 miles south-southeast of downtown Arcola, TX, and is generally bounded on the north by CR 1125; on the east by SH 288; on the south by CR 5346; and on the west by Airline Rd S.

The requested area includes approximately 286 total acres and 0 current customers.

This transaction will have the following effect on the current customers' rates and services: This application will not change the customer's rates.

Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer). You must send a letter requesting intervention to the commission which is received by that date.

If a valid public hearing is requested, the Commission will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, SOAH will submit a recommendation to the Commission for final decision. An evidentiary hearing is a legal proceeding similar to a civil trial in state district court.

Si desea información en español, puede llamar al 1-888-782-8477.

Peter Gregg 512-381-8085
Utility Representative

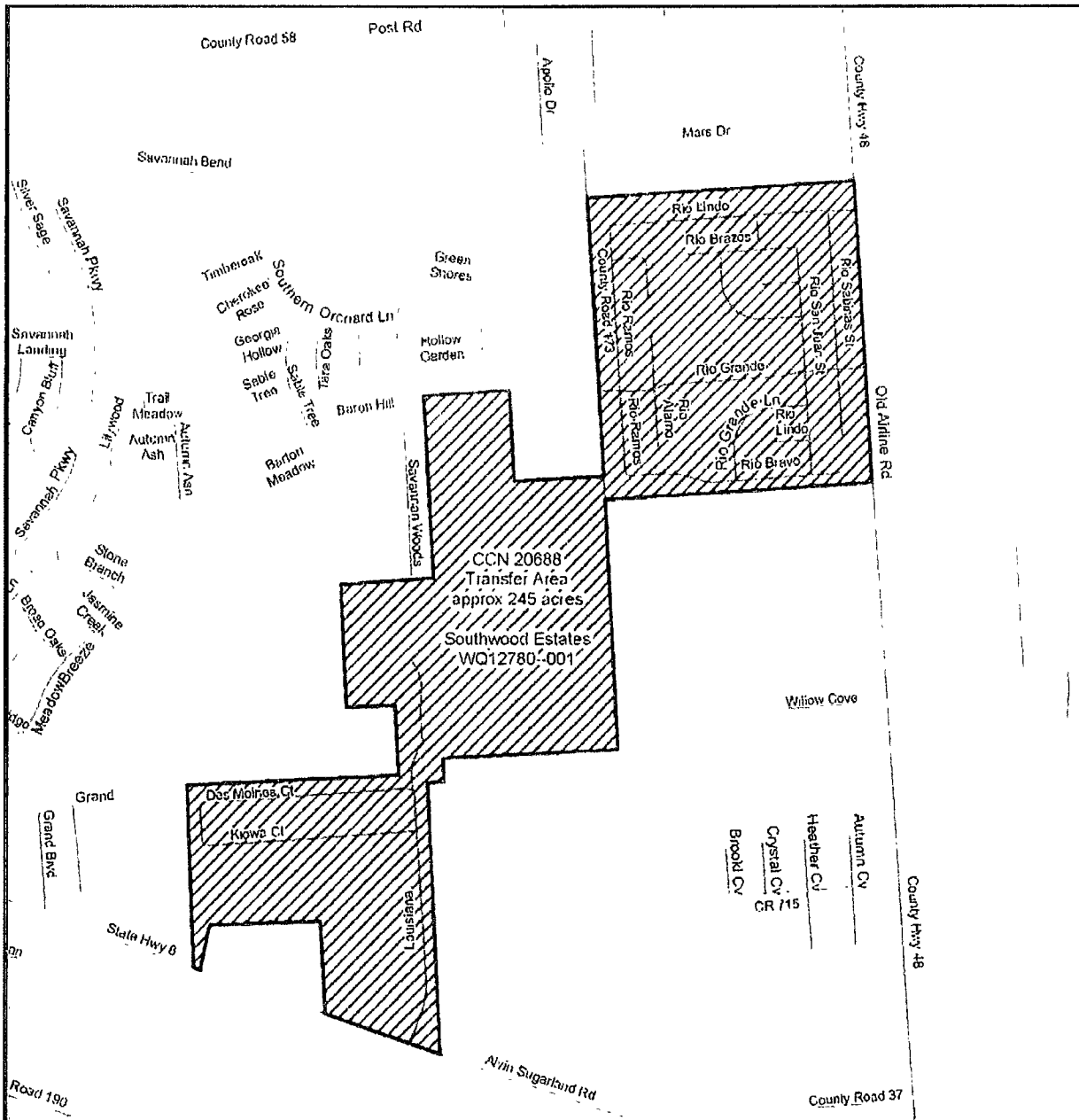
EMCAD Water and Wastewater, LLC. (which is proposed to be changed to "Undine Texas Environmental, LLC" in pending Public Utility Commission of Texas Docket No 47641)
Utility Name

EXHIBIT B-1

LIST OF RECIPIENTS
(Confidential)


EXHIBIT C

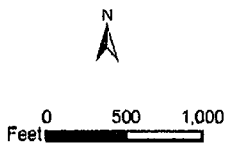
MAPS



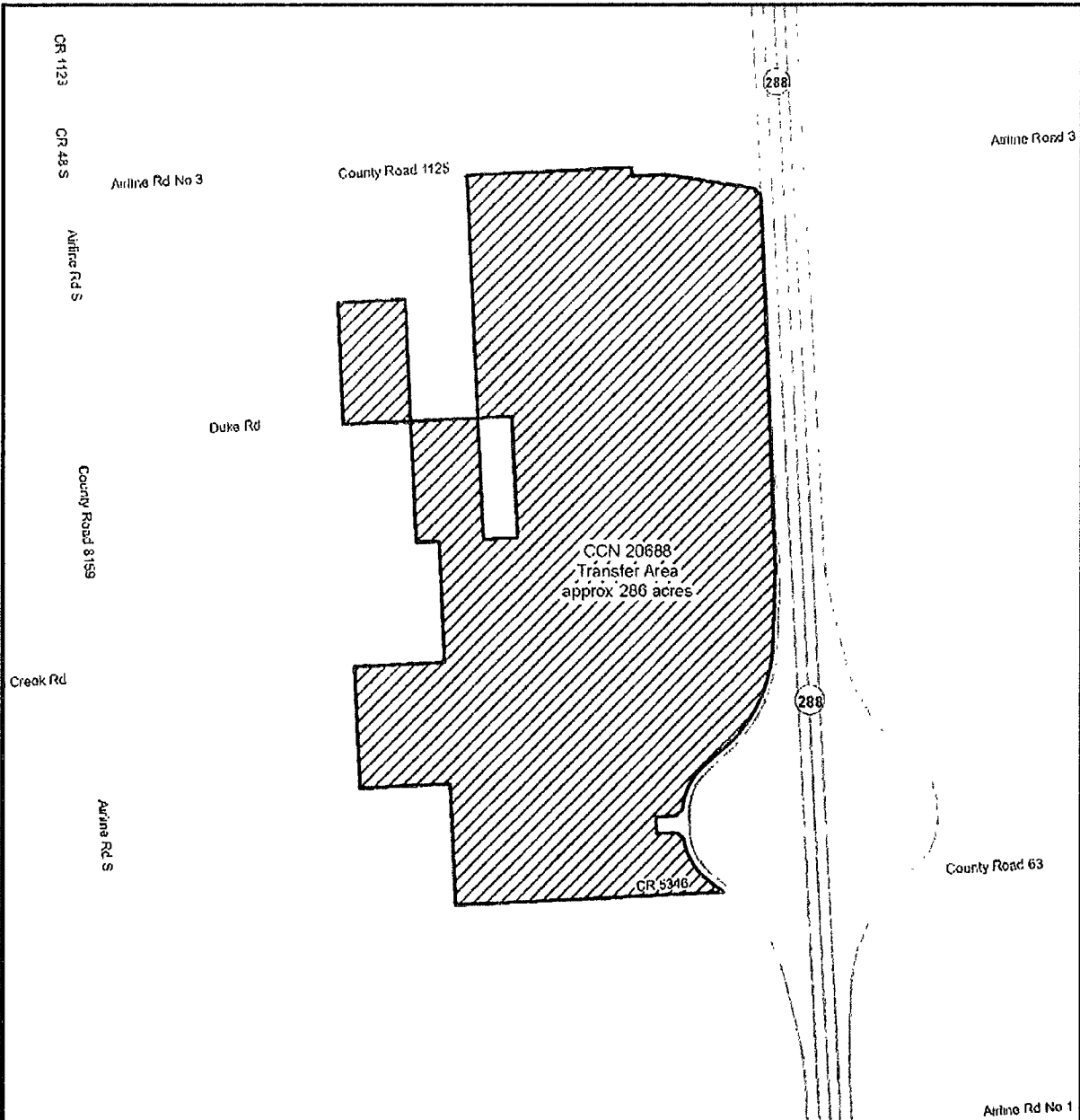
Large Scale Map - Brazoria County

Undine Texas Environmental, LLC
 Application to Transfer Gulf Coast Utility Co., Inc., CCN No. 20688
 in Brazoria County

Requested Sewer CCN Service Area to Transfer
 Gulf Coast Utility Co., Inc., CCN 20688




Map by: S. Burl ASBG1
 Date: August 1, 2017
 Base: StreetMap Transportation V2
 Project: Brazoria Large Scale 1- Sewer.mxd

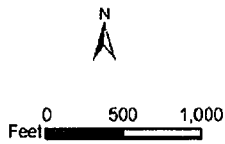


Large Scale Map - Brazoria County

Undine Texas Environmental, LLC
 Application to Transfer Gulf Coast Utility Co., Inc., CCN No 20688
 in Brazoria County

Requested Sewer CCN Service Area to Transfer

 Gulf Coast Utility Co., Inc., CCN 20688



Map by: S. Burt, ASBGI
 Date: August 1, 2017
 Base: TxDOT 2015 Roadways
 Project: Brazoria Large Scale 2 - Sewer.mxd