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RECEIVED

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 UTHER THOMASSION

PUBLIC UTILITY COMMISSION OF TEXAS CLERK

UNDINE TEXAS ENVIRONMENTAL, LLC'S RESPONSE TO COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO UNDINE TEXAS ENVIRONMENTAL, LLC QUESTION NOS. STAFF 1-1 THROUGH STAFF 1-3

Pursuant to 16 TAC § 22.144 of the Commission's Procedural Rules, Undine Texas Environmental, LLC ("Undine") provides this response to Staff's First Request for Information ("RFI"), submitted confidentially as Exhibit A to this filing. Pursuant to 16 TAC § 22.144(c)(2)(F), Undine stipulates that these responses may be treated as if they were filed under oath.

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 $5^{4^{\lambda_1}}$ day of January, 2018, 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

PUC DOCKET NO. 47639

<u>COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION</u> <u>TO UNDINE TEXAS ENVIRONMENTAL, LLC</u> <u>QUESTION NOS. STAFF 1-1 THROUGH STAFF 1-3</u>

Staff 1-1 Please confirm the number of connections associated with the Southwood Estates and the Spring Crossing facilities.

Response: Southwood Estates has 530 sewer connections.

Spring Crossing has 0 sewer connections.

Prepared By: Katie Ransbottom, Undine Texas Environmental, LLC *Sponsored By:* Carey Thomas, Undine Texas, LLC

- Staff 1-2 Please provide financial documentation, including a balance sheet from the most recently available quarter, for the parent company owner or operator of Undine Texas Environmental, LLC in order to satisfy the financial tests of 16 Tex. Admin. Code § 24.11(e).
- Response: Financial data for Undine Texas, LLC, parent company to Undine Texas Environmental, LLC is attached. Submitted confidentially as Exhibit A-1.

Prepared By: Katie Ransbottom, Undine Texas Environmental, LLC *Sponsored By:* Carey Thomas, Undine Texas, LLC

- Staff 1-3 Please provide a notarized affidavit signed by an appropriate representative of the parent company owner or operator of Undine Texas Environmental as a written guarantee to cover any operations and maintenance cash shortages in order to satisfy the operations test of 16 Tex. Admin. Code § 24.11(e)(3).
- *Response:* The signed Affidavit requested is attached as Exhibit A-2.

Prepared By: Katie Ransbottom, Undine Texas Environmental, LLC *Sponsored By:* Carey Thomas, Undine Texas, LLC

EXHIBIT A-1

Undine Texas, LLC Financial Data (Confidential)

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Exhibit A-2 Affidavit

PUBLIC UTILITY COMMISSION OF TEXAS

DOCKET NO. 47639

STATE OF TEXAS § § COUNTY OF HARRIS §

AFFIDAVIT OF UNDINE COMMITMENT

I, Carey A. Thomas, Senior Vice President of Undine Texas Environmental, LLC hereby certify that Undine, LLC or one of its affiliates guarantees to cover any operations and maintenance cash shortages for the sewer assets acquired from Gulf Coast Utility, Inc. in order to satisfy the operations test of 16 Tex. Admin. Code §24.11(e)(3).

wey a. Homas Carey A. Thom

Senior Vice President

STATE OF TEXAS §
SCOUNTY OF HARRIS §

SWORN to and SUBSCRIBED before me, the undersigned authority, on the _____ day of ______ 2018 by Carey A. Thomas,

Jack St. G.C.

Notary Public, State of Texas

