

Control Number: 47640



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APPLICATION OF UNDINE TEXAS, §
 LLC AND GULF COAST UTILITY §
 COMPANY, INC. FOR SALE, §
 TRANSFER, OR MERGER OF §
 WATER FACILITIES AND §
 CERTIFICATE RIGHTS IN §
 BRAZORIA AND MATAGORDA §
 COUNTIES §

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 PUBLIC UTILITY COMMISSION
 OF TEXAS
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COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF CLOSING DOCUMENTS

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Recommendation on Sufficiency of Closing Documents. In support thereof, Staff shows the following:

I. BACKGROUND

On September 22, 2017, Undine Texas, LLC (Undine) and Gulf Coast Utility Company, Inc. (Gulf Coast) filed an application for sale, transfer, or merger of facilities and certificate rights in Brazoria and Matagorda Counties. Specifically, Undine seeks approval to acquire all water system assets and certificated service area held by Gulf Coast under certificate of convenience and necessity (CCN) No. 12094, to be held by Undine under the same water CCN (13260) assigned to Undine in Docket No. 46745.¹ Gulf Coast's water CCN No. 12094 will be canceled.

On January 23, 2018, Order No. 4 was issued, allowing Undine and Gulf Coast to proceed with the transaction and to submit documents evidencing the completion of the transaction. Order No. 7, filed October 9, 2018, granted an extension of time to complete the transaction until November 20, 2018 and ordered Staff to file a recommendation on the sufficiency of the closing documents not later than 30 days following the filing of the closing documentation. Closing documents were filed on November 20, 2018. This pleading is therefore timely filed.

¹ Application of Orbit Systems, Inc. and Undine Texas, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Brazoria, Fort Bend and Matagorda Counties, Docket No. 46745, Notice of Approval (Jan. 9, 2018).

II. RECOMMENDATION

Staff has reviewed the closing documentation submitted on November 20, 2018, and recommends that the documents be found sufficient. Staff has also reviewed the documentation submitted addressing the disposition of customer deposits, and recommends a finding that customer deposits have been properly addressed.

III. PROCEDURAL SCHEDULE

Staff recommends the sale documents be found sufficient. Staff therefore proposes the following procedural schedule:

Event	Date
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to Applicant for review and consent	January 18, 2019
Deadline for Applicant to file signed consent forms with the Commission	February 1, 2019
Deadline for parties to file joint proposed findings of fact and conclusions of law	February 8, 2019

IV. CONCLUSION

Staff respectfully requests that the administrative law judge issue an order consistent with the above recommendation.

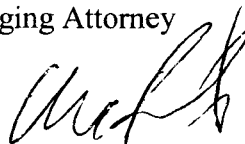
Dated: December 20, 2018

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

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**P.U.C. DOCKET NO. 47640
CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on December 20, 2018 in accordance with 16 TAC § 22.74.



Alexander Petak