



Control Number: 47922



Item Number: 16

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**DOCKET NO. 47922**

**APPLICATION OF DAL-HIGH  
WATER LLC AND MONARCH  
UTILITIES I, L.P. FOR SALE,  
TRANSFER, OR MERGER OF  
FACILITIES AND CERTIFICATE  
RIGHTS IN HENDERSON COUNTY**

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**PUBLIC UTILITY COMMISSION**

**OF TEXAS**

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CLERK

**ORDER NO. 5  
APPROVING TRANSACTION TO PROCEED**

This Order addresses Commission Staff's June 13, 2018 recommendation on the transaction proposed in this application.

Consistent with Commission Staff's recommendation, the administrative law judge finds the transaction proposed in this application may proceed and be completed. As soon as possible after the effective date of the transaction, but not later than 30 days after, Dal-High Water LLC and Monarch Utilities I, L.P. (collectively, applicants) shall file proof that the transaction has been consummated and customer deposits have been properly addressed.<sup>1</sup> Staff also recommends that, seven days prior to the submission of closing documents, Dal-High be required to submit documents regarding customer deposits, if any, and copies of the Texas Commission on Environmental Quality (TCEQ) approval letters associated with the transfer of Dal-High's wastewater permit to Monarch.

Applicants have 180 days to complete the transaction.<sup>2</sup> If the transaction is not completed within this period, this approval is void, unless the Commission in writing extends the time period for good cause shown.<sup>3</sup> Applicants are advised that the certificate affected by this application will continue to be held by Dal-High until this application is complete in accordance with the Commission's rules and final approval is issued.

In an effort to finalize this case as soon as possible, beginning July 16, 2018, and continuing monthly thereafter, the applicants shall file an update regarding the status of the efforts to conclude

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<sup>1</sup> 16 Texas Administrative Code (TAC) § 24.109(n).

<sup>2</sup> 16 TAC § 24.109(c).

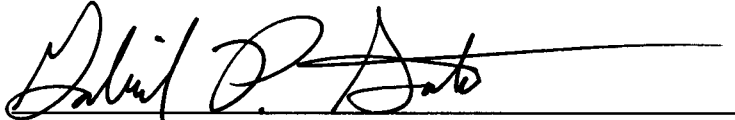
<sup>3</sup> *Id.*

the transaction and submit documents evidencing the transaction was completed and customer deposits properly addressed. Applicants shall submit copies of the TCEQ approval letters seven days prior to the submission of closing documents.

Within 15 days following the filing of the applicants' proof that the transaction has been completed and customer deposits (if any) have been addressed, Commission Staff shall file a recommendation regarding the sufficiency of the documents and propose a schedule for the continued processing of this docket.

Signed at Austin, Texas the 15<sup>TH</sup> day of June 2018.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'Gabriel P. Soto', is written over a horizontal line.

GABRIEL P. SOTO

ADMINISTRATIVE LAW JUDGE