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DOCKET NO. 48109

**APPLICATION OF R.F. GROUP SAN §
ANTONIO LLC TO OBTAIN §
CERTIFICATES OF CONVENIENCE §
AND NECESSITY IN BEXAR COUNTY §**

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**ORDER NO. 4
REQUIRING RESPONSE**

This Order addresses Commission Staff's July 10, 2018, motion to dismiss R. F. Group San Antonio LLC's application.


On March 28, 2018, Commission Staff filed a recommendation that the administrative law judge find the application of R.F. Group insufficient and incomplete. In Order No. 2 issued on April 2, 2018, the administrative law judge (ALJ) found the application deficient and provided R.F. Group an opportunity to cure the deficiencies by April 27, 2018, and required Commission Staff to file a supplemental recommendation regarding administrative completeness by May 29, 2018. On May 25, 2018, the Commission Staff filed a supplement recommendation deeming the application administratively incomplete. In Order No. 3 issued on May 29, 2018, the ALJ found the application incomplete and provided R.F. Group an opportunity to cure the deficiencies by June 15, 2018 or request a withdrawal of the application, and required Commission Staff to file a supplemental recommendation regarding administrative completeness by July 13, 2018. No supplemental filings have been filed by R.F. Group.

On July 10, 2018, Commission Staff filed a motion to dismiss R.F. Group's application because R.F. Group has not cured the deficiencies as required in Order No. 3. Commission Staff recommends the application be dismissed without prejudice for failure to prosecute and failure to amend an application under 16 Texas Administrative Code (TAC) § 22.181(d)(6) and (7).

On or before September 4, 2018, R.F. Group shall file a response to Commission Staff's motion to dismiss or request withdrawal of the application under 16 TAC § 22.181(g). Failure to respond to this Order may result in dismissal of the application.

Signed at Austin, Texas the 21ST day of August 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