



Control Number: 48388



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DOCKET NO. 48388

APPLICATION OF CHUCK BELL DBA § PUBLIC UTILITY COMMISSION
CHUCK BELL WATER SYSTEMS, LLC §
AND UNDINE TEXAS, LLC FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN JOHNSON AND TARRANT §
COUNTIES §

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**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION
TO UNDINE TEXAS, LLC
QUESTION NO. STAFF 1-1**

Pursuant to 16 Tex. Admin. Code § 22.144 (TAC) of the Commission's Procedural Rules, the Staff of the Public Utility Commission of Texas (Staff) requests that Undine Texas, LLC by and through its attorneys of record, provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

Provide an original and three copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326.

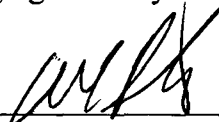
Dated: August 9, 2018

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

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Managing Attorney



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**SOAH DOCKET NO. 473-18-3455
PUC DOCKET NO. 48388**

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on August 9, 2018, in accordance with 16 TAC § 22.74.



Alexander Petak

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DEFINITIONS

- 1) "Undine," "the Company" or "you" refers to the Undine Texas, LLC and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.
- 2) "Document" includes any written, recorded, or graphic matter, however produced or reproduced, including but not limited to correspondence, telegrams, contracts, agreements, notes in any form, memoranda, diaries, voice recording tapes, microfilms, pictures, computer media, work papers, calendars, minutes of meetings or other writings or graphic matter, including copies containing marginal notes or variations of any of the foregoing, now or previously in your possession. In the event any documents requested by this Request for Information have been transferred beyond the Company's control, describe the circumstances under which the document was destroyed or transferred and provide an exact citation to the subject document. In the event that documents containing the exact information do not exist, but documents do exist which contain portions of the required information or which contain substantially similar information, then the definition of "documents" shall include the documents which do not exist and these documents will be provided.

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INSTRUCTIONS

- 1) Pursuant to 16 TAC § 22.144(c)(2), Staff requests that answers to the requests for information be made under oath.
- 2) Please copy the question immediately above the answer to each question. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.
- 3) These questions are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer.
- 4) Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.
- 5) The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.
- 6) If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients or copies, subject matter of the document, and the basis upon which such privilege is claimed.
- 7) Pursuant to 16 TAC § 22.144(g)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.
- 8) Staff requests that each item of information be made available as it is completed, rather than upon completion of all information requested.

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Staff 1-1 See the list of some of the unresolved violations for the public water systems associated with Undine Texas, LLC. Please provide a statement about how the TCEQ violations will be addressed or a letter from the TCEQ indicating that the violations have been resolved. If you have any questions regarding these violations please contact TCEQ.

0200245		BEECHWOOD SUBDIVISION	
6/22/2018	30 TAC Chapter 290, Subchapter D 290.38(41) ; 30 TAC Chapter 290, Subchapter D 290.46(m)	Failure to provide an intruder-resistant fence in order to protect the water plant.	Minor
6/22/2018	30 TAC Chapter 290, Subchapter D 290.46(f)(2)	Failure to provide an inspection report of ground storage tank at least annually.	Moderate

0200324		COLONY COVE SUBDIVISION WATER SYSTEM	
4/5/2018	30 TAC Chapter 290, Subchapter D 290.45(b)(1)(A)(ii)	Failure to provide the minimum water system capacity requirements for pressure storage.	MODERATE

0200346		ROSHARON ROAD ESTATES SUBDIVISION	
4/12/2018	30 TAC Chapter 290, Subchapter D 290.39(j)	Failure to notify the executive director prior to making any significant change or addition to the system's treatment facilities.	MODERATE
4/12/2018	30 TAC Chapter 290, Subchapter D 290.41(c)(3)(N)	Failure to provide a suitable sampling tap on each well discharge to facilitate the collection of samples for chemical and bacteriological analysis directly from the well. This tap must be installed prior to any treatment.	MODERATE
4/12/2018	30 TAC Chapter 290, Subchapter F 290.121(a)	Failure to develop and maintain an up to date system monitoring plan.	MODERATE