



Control Number: 48684



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DOCKET NO. 48684

**APPLICATION FOR TRANSFER OF
CORIX UTILITIES (TEXAS), INC.
STOCK**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

2018 JUN 19 PM 3:15
FILED
JUL 13 2018
JUL 13 2018

NOTICE OF APPROVAL

This Notice addresses the application of Corix Utilities (Texas), Inc. for approval of an internal stock transfer. The Commission approves the application.

I. Findings of Fact

The Commission makes the following findings of fact.

Applicant

1. Corix Utilities (Texas), Inc. is a foreign for-profit corporation registered with the Texas secretary of state under filing number 801600117.
2. Corix Utilities (Texas), Inc., Corix Utilities (Illinois), LLC, and Utilities, Inc. are owned by Inland Pacific Resources, Inc., a Delaware corporation.
3. Corix Utilities (Texas), Inc. provides water service under certificate of convenience and necessity (CCN) number 13227 primarily in Burnet County and sewer service under CCN number 21081 primarily in Bastrop County.

Application

4. On September 13, 2018, Corix Utilities (Texas), Inc. filed a notice of an internal stock transfer.
5. As part of an internal restructuring, Inland Pacific Resources, Inc. will implement a two-step process to transfer all Corix Utilities (Texas), Inc. stock to Utilities, Inc. First, Inland Pacific Resources, Inc. will transfer all Corix Utilities (Texas), Inc. stock to Corix Utilities (Illinois), LLC. Then, Corix Utilities (Illinois), LLC will transfer all Corix Utilities (Texas), Inc. stock to Utilities, Inc.
6. In Order No. 2 issued on October 16, 2018, the administrative law judge (ALJ) found the application administratively complete.

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Adequacy of financial, managerial, and technical capability—Texas Water Code (TWC) § 13.302; 16 Texas Administrative Code (TAC) § 24.243

7. Corix Utilities (Texas), Inc. has operated in Texas since 2015 and has demonstrated adequate financial, managerial, and technical capability for providing continuous and adequate service.
8. The proposed transaction will not change or alter Corix Utilities (Texas), Inc.'s operations, management, services provided, employees, or rates within the service areas under CCNs 13227 and 21081.
9. The proposed transaction will not change or alter Corix Utilities (Texas), Inc.'s financial, managerial, or technical capabilities to provide continuous and adequate service.
10. Because Corix Utilities (Texas), Inc., Corix Utilities (Illinois), LLC, and Utilities, Inc. are each owned by Inland Pacific Resources, Inc., no additional financial assurance is necessary for the approval of the proposed transaction.

Notice

11. Notice of the application was published in the *Texas Register* on September 24, 2018.
12. In Order No. 2 issued on October 16, 2018, ALJ found the notice sufficient.

Informal Disposition

13. More than 15 days have passed since the completion of notice provided in this docket.
14. No person filed a protest or motion to intervene.
15. Corix Utilities (Texas), Inc. and Commission Staff are the only parties to this proceeding.
16. No party requested a hearing and none is needed.
17. Commission Staff recommended approval of the application.
18. The decision is not adverse to any party.

II. Conclusions of Law

The Commission makes the following conclusions of law.

1. The Commission has jurisdiction over this proceeding under TWC §§ 13.041-.042, and 13.302.

2. Corix Utilities (Texas), Inc. is a retail public utility as defined by TWC § 13.002(19) and 16 TAC § 24.3(58).
3. This docket was processed in accordance with the requirements of the Texas Water Code, the Administrative Procedure Act,¹ and Commission rules.
4. Notice was provided in compliance with 16 TAC § 22.55.
5. Corix Utilities (Texas), Inc. has demonstrated that its financial, managerial, and technical capability for providing continuous and adequate service to its water service area under CCN number 13227 and its sewer service area under CCN number 21081 will not change as a result of the approval of this transaction. TWC § 13.302(b); 16 TAC § 22.243(b).
6. Corix Utilities (Texas), Inc. has demonstrated that the application meets the requirements in TWC § 13.302 and 16 TAC § 24.243.
7. The requirements for informal disposition in 16 TAC § 22.35 have been met in this proceeding.

III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders.

1. The application is approved.
2. The membership interests of Corix Utilities (Texas), Inc. may be transferred to Utilities, Inc.
3. Corix Utilities (Texas), Inc. must notify the Commission within 31 days after the date that the transaction is completed.
4. The Commission denies all other motions and any other requests for general or specific relief, if not expressly granted.

¹ Tex. Gov't Code ch. § 2001.

Signed at Austin, Texas the 19th day of June 2019.



CHRISTOPHER OAKLEY
ADMINISTRATIVE LAW JUDGE

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