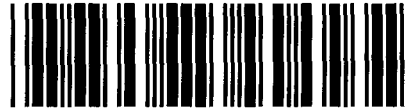


Control Number: 49230



Item Number: 9

Addendum StartPage: 0

DOCKET NO. 49230

**APPLICATION OF TIMBERLANE
WATER SYSTEM, INC. AND SIMPLY
AQUATICS, INC. FOR SALE,
TRANSFER, OR MERGER OF
FACILITIES AND CERTIFICATE
RIGHTS IN SABINE COUNTY**

§
§
§
§
§
§

RECEIVED
PUBLIC UTILITY COMMISSION
2019 JUL 18 AM 11:27
OF TEXAS
PUBLIC UTILITY COMMISSION
FILING CLERK

**ORDER NO. 4
FINDING APPLICATION INCOMPLETE AND DEFICIENT
AND ESTABLISHING AN OPPORTUNITY TO CURE**

This Order addresses the administrative completeness of the application filed on February 15, 2019, and supplement filed on June 26, 2019, by Timberlane Water System, Inc. and Simply Aquatics, Inc. for sale, transfer, or merger of facilities and certificate rights in Sabine County.

Commission Staff recommends the application be found administratively incomplete for further review. Upon evaluation of the Commission Staff recommendation, the application remains administratively incomplete and deficient, and insufficient for further review under 16 Texas Administrative Code (TAC) § 24.8(b) until the deficiencies are corrected.

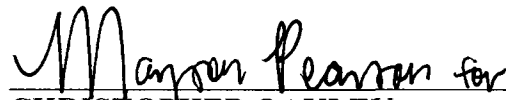
Under 16 TAC § 24.8(d), the Commission does not consider an application filed until it finds the application administratively complete. Thus, at this time the application is not considered filed with the Commission.

On or before August 16, 2019, Timberlane and Simply Aquatics must supplement the application to cure the deficiencies described in Fred Bednarski III's July 17, 2019, memorandum. Until the Commission receives and reviews the supplemental information, the application cannot proceed. Timberlane and Simply Aquatics must not issue notice until the application is deemed administratively complete.

On or before September 16, 2019, Commission Staff must file a supplemental recommendation regarding the administrative completeness of the application, along with a proposed procedural schedule, if appropriate.

Signed at Austin, Texas the 18th day of July 2019.

PUBLIC UTILITY COMMISSION OF TEXAS



CHRISTOPHER OAKLEY
ADMINISTRATIVE LAW JUDGE

q \cadm\doCKET management\water\stm\49xx\49230-4remains_deficient docx