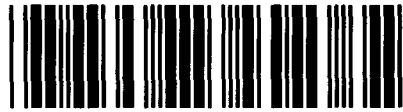




Control Number: 49231



Item Number: 3

Addendum StartPage: 0

2019 MAR -4 AM 11:48

DOCKET NO. 49231

FILED PUBLIC UTILITY COMMISSION

APPLICATION OF PONDER §  
ENTERPRISES, INC. DBA LONGHORN §  
COMPANY AND LONE STAR WATER §  
COMPANY FOR SALE, TRANSFER, §  
OR MERGER OF FACILITIES AND §  
CERTIFICATE RIGHTS IN DENTON §  
COUNTY §

BEFORE THE  
PUBLIC UTILITY COMMISSION  
OF TEXAS

### JOINT RESPONSE TO ORDER NO. 1

COMES NOW, Lone Star Water Company ("Lone Star"), together with Ponder Enterprises, Inc., d/b/a Longhorn Company ("Ponder") (collectively, "Applicants") and files this Response to Order No. 1.<sup>1</sup> This Response is timely filed.

On February 20, 2019, the Public Utility Commission (Commission) filed Order No. 1 requesting the following additional information and supporting documentation from Applicants:

1. The legal name and all assumed names, if any, under which the applicant conducts business. If the applicant uses an assumed name, provide a currently valid certificate of assumed name.
2. The form of business in Texas (*e.g.*, corporation, partnership, sole proprietorship). Charter or Authorization number, date business was formed, and date change was made (if applicable).
3. Legal name of parent company, if any, and a description of its primary business interests and the name of any companies affiliated with the applicant with which it does any business. Provide the state and date in which the parent company is registered. (*The Commission requires registration with the Secretary of State for all forms of business, except sole proprietorships.*)

<sup>1</sup> Order No. 1 Requiring Comments on Administrative Completeness and Proposed Notice; and Addressing Other Procedural Matters (February).

**Lone Star Water Company's Response No. 1:**

The legal name of Lone Star under which it conducts business is Lone Star Water Company. Lone Star Water Company does not use assumed names.

**Ponder's Response No. 1:**

The legal name of Ponder under which it conducts business is Ponder Enterprises, Inc. Ponder does use the following assumed names: Longhorn Company. See Attachment **A** for valid certificate of assumed name.

**Lone Star Water Company's Response No. 2:**

Lone Star Water Company is a Corporation, operating under the provisions of the Texas Business Organizations Code. Lone Star Water Company's charter or Authorization No. is 1803137525, and Lone Star Water Company was formed on October 9, 2018 with the filing of document #841745326691. Lone Star Water Company has not changed its entity type or amended its Certificate of Formation.

**Ponder's Response No. 2:**

Ponder is a Texas corporation operating under Charter Number 395303, and was formed on December 20, 1976.

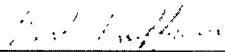
**Lone Star Water Company's Response No. 3:**

Lone Star Water Company does not have a parent company.

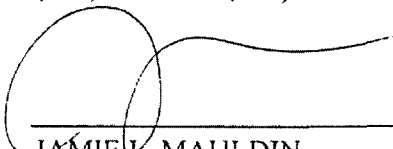
**Ponder's Response No. 3:**

Ponder has a parent company, Succession Holdings, Ltd. Succession Holdings, Ltd.'s primary business interests is acting as a holding company for Ponder, Modena Acquisitions, Inc. and Double Pool, Inc. Succession Holdings, Inc. also does business with Texas Master Builders LLC, which is a wholly owned subsidiary of Ponder. Succession Holdings, Inc. is a Limited Partnership in Texas and was registered on October 1, 2010.

Respectfully submitted,  
Lone Star Water Company

  
\_\_\_\_\_  
By: Paul D. Kauffman  
Title: President

LLOYD GOSSELINK  
ROCHELLE & TOWNSEND, P.C.  
816 Congress Avenue, Suite 1900  
Austin, Texas 78701  
(512) 322-5800  
(512) 472-0532 (Fax)

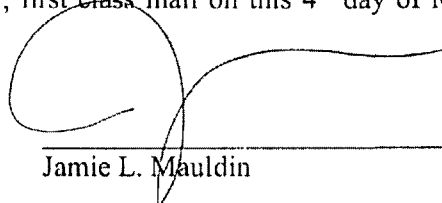
  
\_\_\_\_\_  
JAMIE L. MAULDIN  
State Bar No. 24065694

DAVID J. KLEIN  
State Bar No. 24041257

ATTORNEYS FOR PONDER ENTERPRISES,  
INC.

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was transmitted by e-mail, fax, hand-delivery and/or regular, first class mail on this 4<sup>th</sup> day of March 2019, to the parties of record.

  
\_\_\_\_\_  
Jamie L. Mauldin

**Attachment A**



\*VG-71-2017-1694\*

Denton County  
Juli Luke  
County Clerk

---

Instrument Number: 1694

Assumed Name

ASSUMED NAME

Recorded On: January 05, 2017 09:30 AM

Number of Pages: 2

---

" Examined and Charged as Follows: "

Total Recording: \$25.00

---

\*\*\*\*\* THIS PAGE IS PART OF THE INSTRUMENT \*\*\*\*\*

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY  
because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 1694  
Receipt Number: 20170105000166  
Recorded Date/Time: January 05, 2017 09:30 AM  
User: Michele B  
Station: Station 5

Record and Return To:

PONDER ENTERPRISES INC  
5772 TIM DONALD RD  
  
JUSTIN TX 76247



STATE OF TEXAS  
COUNTY OF DENTON

I hereby certify that this Instrument was FILED in the File Number sequence on the date/time  
printed hereon, and was duly RECORDED in the Official Records of Denton County, Texas.

Juli Luke  
County Clerk  
Denton County, TX

# ASSUMED NAME RECORDS

## CERTIFICATE OF OWNERSHIP FOR UNINCORPORATED BUSINESS OR PROFESSION

NOTICE: "CERTIFICATES OF OWNERSHIP" ARE VALID ONLY FOR A PERIOD NOT TO EXCEED 10 YEARS FROM THE DATE FILED IN THE COUNTY CLERK'S OFFICE.

(See Chapter 71 of the Texas Business and Commerce Code for other requirements and additional information)

### NAME IN WHICH BUSINESS IS, OR IS TO BE, CONDUCTED:

PONDER ENTERPRISES, INC DBA LONGHORN CO

PHYSICAL ADDRESS OF BUSINESS: 5772 TIM DONALD RD

CITY: JUSTIN STATE: TX ZIP CODE: 76247

PERIOD DURING WHICH ASSUMED NAME WILL BE USED (not to exceed 10 years): 01/05/2017 01/05/2027

BUSINESS IS TO BE CONDUCTED AS (check one):

- ☐ Individual ☐ General Partnership ☐ Limited Partnership  
☒ Other (name type): DBA OF CORPORATION PONDER ENTERPRISES INC

### CERTIFICATE OF OWNERSHIP

I/We, the undersigned, are the owner(s) of the above business and my/our name(s) and address(es) given is/are true and correct, and there is/are no ownership(s) in said business other than those listed herein below.

#### NAMES OF OWNERS

NAME PONDER ENTERPRISES INC  
(print or type)

SIGNATURE

Jeffery A. Stout, Agent

ADDRESS 5772 TIM DONALD RD JUSTIN TX 76247

NAME \_\_\_\_\_  
(print or type)

SIGNATURE \_\_\_\_\_

ADDRESS \_\_\_\_\_

NAME \_\_\_\_\_  
(print or type)

SIGNATURE \_\_\_\_\_

ADDRESS \_\_\_\_\_

THE STATE OF TEXAS

COUNTY OF DENTON

BEFORE ME, THE UNDERSIGNED AUTHORITY, on this day personally appeared \_\_\_\_\_

Jeffery Allen Stout

known to me to be the person(s) whose name(s) is/are subscribed to the foregoing instrument and acknowledged to me that he is are the owner(s) of the above-named business and that he signed the same for the purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, on \_\_\_\_\_

January 5<sup>th</sup> 2017

(seal)



Notary Public in and for State of Texas

JULI LUKE, DENTON COUNTY CLERK

By: Michelle Boutwell, Deputy