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APPLICATION OF TEXAS WATER
SYSTEMS, INC. AND UNDINE TEXAS,
LLC FOR SALE, TRANSFER, OR
MERGER OF FACILITIES AND
CERTIFICATE RIGHTS IN GREGG,
HENDERSON, LIMESTONE, SMITH,
AND UPSHUR COUNTIES

§ PUBLIC UTILITY COMMISSION
§ FILING CLERK
§ OF TEXAS
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**ORDER NO. 3
FINDING APPLICATION INCOMPLETE AND DEFICIENT,
AND ESTABLISHING AN OPPORTUNITY TO CURE**

This Order addresses the amended application, filed on March 11, 2019, of Texas Water Systems, Inc. and Undine Texas, LLC (applicants) for approval of a sale, transfer, or merger of facilities and certificate rights in Gregg, Henderson, Limestone, Smith, and Upshur Counties. On April 10, 2019, Commission Staff filed a recommendation on the administrative completeness of the petition.

The administrative law judge (ALJ) finds the application incomplete and deficient. Under 16 Texas Administrative Code § 24.8(d), the Commission does not consider an application filed until it makes a determination that the application is administratively complete. Thus, at this time the application is not considered filed with the Commission.

On or before May 13, 2019, the applicants must supplement the application to cure the deficiencies as described in the April 10, 2019 memorandum by Debbie Reyes. Until the Commission receives and reviews the supplemental information, the application cannot proceed. The applicants must not issue notice until the application is deemed administratively complete.

The ALJ also notes the memorandum's request for additional information regarding confidential *Attachment G*, and instructs the applicants to provide the requested information in the manner prescribed by Ms. Reyes' memorandum. Failure to provide this information may delay Commission Staff's final recommendation on the application.

On or before June 13, 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 11th day of April 2019.

PUBLIC UTILITY COMMISSION OF TEXAS



CHRISTOPHER OAKLEY
ADMINISTRATIVE LAW JUDGE

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