



Control Number: 49380



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Chairman

Arthur C. D'Andrea
Commissioner

Shelly Botkin
Commissioner

John Paul Urban
Executive Director



Greg Abbott
Governor

Public Utility Commission of Texas

2019 JUN -5 PM 1:30
PUBLIC UTILITY COMMISSION
FILING CLERK

June 5, 2019

Kenneth W. Swick
P.O. Box 276
Bremond, TX 76629

RE: Docket No.: 49380 – Application of Nerro Supply, LLC and Undine Texas Environmental, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Brazos, Burleson, Chambers, Montgomery, Robertson, and Walker Counties and to Decertify a Portion of Nerro Supply, LLC's Certificated Area in Burleson County

Dear Mr. Swick:

I am in receipt of your letter to the Public Utility Commission of Texas regarding the above-referenced proceeding. In the letter, you request information regarding the water systems that are listed in the notice, as well as the purpose of the purchase and prices paid. You also state that your intervention will depend on the disclosure of the information. At this time, we need you to clarify your intent. Please clarify if your request is informational, or whether you wish to intervene as a party in the proceeding.

Intervening as a Party

One way to become involved in a case before the Commission is as an "intervenor." An intervenor must have an identifiable and personal interest in the outcome of the case, such as a landowner whose land may be directly affected by the application. Intervenors are full participants in the proceeding and may make legal arguments, conduct discovery, present testimony or other evidence, and cross-examine witnesses. Be aware, however, that intervenors are also required to respond to detailed requests for information from other parties, make themselves and their witnesses available at the hearing to be cross-examined, send copies of everything they file with the Commission to every party in the case, and comply with all of the Commission's procedural rules. Intervenors may also participate in any mediation or settlement conferences related to the case.

Protests

If you do not wish to be a full participant in this proceeding, you may become a "protestor." That is, a person or organization opposing any matter contained in the application submitted to the Commission. Protestors are not parties to the case and may not conduct discovery, cross-examine witnesses, or present evidence. Protestors may, however, make written or verbal comments in support of or in opposition to the application and give information to the staff that they believe may be helpful. Although public comments are not sworn and therefore not treated as evidence, they help to inform the Commission and its staff



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of the concerns of the public and to identify issues to be explored. Protestors typically do not receive further correspondence from the Commission or parties regarding the case.

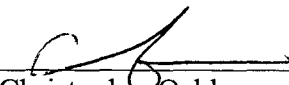
I ask that, by June 14, 2019, you file with the Commission and other parties a letter explaining whether you wish to protest or intervene in this matter. **Unless you clarify your intent by that date, I will consider your letter a letter of protest.** In future correspondence with the Commission about this case, please refer to Docket No. 49380. Correspondence concerning this docket must be submitted in writing, filed with the Commission, and served on all parties of record. Unless otherwise specified in P.U.C. PROC. R. 22.71(c), an original and ten copies of any document relating to this proceeding must be filed with the Commission filing clerk at the following address:

Public Utility Commission of Texas
Attn: Filing Clerk
1701 N. Congress Ave.
P.O. Box 13326
Austin, Texas, 78711-3326

The Commission procedural rules and substantive rules are available on the Commission's web site - www.puc.texas.gov, or they can be purchased from the Central Records. The P.U.C. Commission Rules are also available in the Texas Administrative Code.

As the presiding officer in this case, I am not at liberty to discuss substantive matters with you. However, you may contact the Commission's Legal Division at (512) 936-7260 for further information on the status of the proceeding.

Sincerely,



Christopher Oakley
Administrative Law Judge

cc: All parties of record

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