



Control Number: 50962



Item Number: 54



Filing Receipt

Received - 2021-09-03 10:34:21 AM

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APPLICATION OF NERRO SUPPLY	§	PUBLIC UTILITY COMMISSION
INVESTORS, LLC AND UNDINE	§	
TEXAS, LLC FOR SALE, TRANSFER	§	OF TEXAS
OR MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS IN	§	
MONTGOMERY COUNTY	§	

COMMISSION STAFF’S RESPONSE TO ORDER NO. 15

On June 19, 2020, Nerro Supply Investors, LLC (Nerro) and Undine Texas, LLC (Undine) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Montgomery County. Applicants seek to sell and transfer all of Nerro’s water service area and assets under Certificate of Convenience and Necessity (CCN) number 10336 to Undine. The requested area includes approximately 282 acres and 240 connections. In addition, Undine seeks to amend its water service area under CCN number 13260 with 9 acres of uncertificated land.

On August 25, 2021, the administrative law judge filed Order No. 15, lifting the abatement and requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a response stating whether it intended to file a revised recommendation on the transaction by September 3, 2021. Therefore, this pleading is timely filed.

I. COMMISSION STAFF’S RESPONSE TO ORDER NO. 15

Staff does not intend to file a revised recommendation on the transaction and re-urges its December 28, 2020 recommendation that the proposed transaction satisfies the relevant statutory and regulatory criteria and should be permitted to proceed. The parties will file a joint motion to admit evidence and proposed order approving the sale in accordance with the procedural schedule outlined in Order No. 15.

II. CONCLUSION

Staff respectfully submits the foregoing response to Order No. 15.

Dated: September 3, 2021~~September 2, 2021~~

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

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/s/ Daniel Moore

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CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on September 3, 2021~~September 2, 2021~~, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Daniel Moore

Daniel Moore