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DOCKET NO. 51632

**APPLICATION OF TERRA
SOUTHWEST, INC. AND UNDINE
TEXAS, LLC FOR SALE, TRANSFER,
OR MERGER OF FACILITIES AND
CERTIFICATE RIGHTS IN DENTON
COUNTY**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**



**ORDER NO. 2
FINDING APPLICATION INCOMPLETE AND DEFICIENT,
AND ESTABLISHING AN OPPORTUNITY TO CURE**

This Order addresses the sufficiency of Terra Southwest, Inc. and Undine Texas, LLC's application filed on December 16, 2020, for approval of the sale, transfer, or merger of facilities and certificate rights in Denton County. The application was supplemented on January 11, 2021. Commission Staff filed its recommendation on the sufficiency of the application on January 15, 2021.


The administrative law judge finds the application administratively 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 February 15, 2021, the applicants must supplement the application to cure the deficiencies as described in the January 15, 2021 memorandum of Alicia Maloy. 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.

On or before March 15, 2021, 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 19th day of January 2021.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'G. R. Siemankowski', is written over the printed name.

GREGORY R. SIEMANKOWSKI
ADMINISTRATIVE LAW JUDGE

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