



## Filing Receipt

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**DOCKET NO. 52201**

<b>APPLICATION OF UTILITIES</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>INVESTMENT COMPANY, INC. AND</b>	<b>§</b>	
<b>UIC 13 LLC AND MONARCH</b>	<b>§</b>	<b>OF TEXAS</b>
<b>UTILITIES I L.P. FOR SALE,</b>	<b>§</b>	
<b>TRANSFER, OR MERGER OF</b>	<b>§</b>	
<b>FACILITIES AND CERTIFICATE</b>	<b>§</b>	
<b>RIGHTS IN HARRIS, LIBERTY, AND</b>	<b>§</b>	
<b>CHAMBERS COUNTIES</b>	<b>§</b>	

**COMMISSION STAFF’S RECOMMENDATION ON THE CLOSING DOCUMENTS**

On June 1, 2021, Utilities Investment Company, Inc. (Utilities) and UIC 13 LLC (UIC 13) and Monarch Utilities I L.P. (Monarch) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Harris, Liberty, and Chambers counties. The Applicants seek approval to sell and transfer all of Utilities and UIC 13's facilities and certificated service area under water Certificate of Convenience and Necessity (CCN) numbers 12671 and 13242 and sewer CCN numbers 20765 and 21091 to Monarch Utilities water CCN number 12083 and sewer CCN number 20899, and the cancellation of Utilities and UIC 13's water and sewer CCNs.

On August 31, 2021, the administrative law judge filed Order No. 9, establishing a deadline of May 31, 2022, for Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation regarding the sufficiency of the closing documents and propose a procedural schedule for continued processing of this docket.

**I. RECOMMENDATION TO ALLOW THE TRANSACTION TO PROCEED**

Staff has reviewed the closing documents filed by the Applicants on March 14, 2022 and recommends that they be found sufficient. The Applicants' filing meets the requirements of 16 Texas Administrative Code (TAC) §§ 24.239(a) and (k)-(n). Specifically, the sale and transfer was completed following the issuance of Order No. 8, wherein the transferee received notice from the Commission that a hearing would not be requested.<sup>1</sup> Further, the closing documents were filed within 30 days after the effective date of the transaction.<sup>2</sup> The closing documents were

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<sup>1</sup> 16 TAC § 24.239(i).

<sup>2</sup> 16 TAC § 24.239(l)

also signed by both the transferors and the transferee.<sup>3</sup> The Applicants also included information regarding customer deposits supported with an affidavit as required by 16 TAC §§ 24.239(k). Accordingly, based upon Applicants' substantial completion of the requirements, as stated in the Commission rules, Staff recommends that the closing documents be found sufficient.

## **II. COMMENTS ON PROCEDURAL SCHEDULE**

In accordance with Staff's recommendation that Applicants' closing documents be found sufficient, Staff proposes the following procedural schedule for continued processing of the docket:

<b>Event</b>	<b>Date</b>
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to Applicants for review and consent.	July 6, 2022
Deadline for Applicants to file signed consent forms with the Commission.	July 20, 2022
Deadline for parties to jointly file a proposed notice of Approval, including proposed findings of fact, conclusions of law, and ordering paragraphs.	August 3, 2022

## **III. CONCLUSION**

For the reasons detailed above, Staff respectfully requests that an order be issued finding that the closing documents filed by Applicants are sufficient and that the customer deposits have been addressed by the Applicants as a result of the transaction. Staff further requests that the procedural schedule proposed above be adopted for continued processing of this docket.

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<sup>3</sup> *Id.*

Dated: May 31, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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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 May 31, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Kourtnee Jinks  
Kourtnee Jinks