



## Filing Receipt

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**Control Number - 52502**

**ItemNumber - 34**

**DOCKET NO. 52502**

<b>APPLICATION OF TEXAS WATER</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>SYSTEMS, INC. AND UNDINE</b>	<b>§</b>	
<b>DEVELOPMENT, LLC FOR SALE,</b>	<b>§</b>	<b>OF TEXAS</b>
<b>TRANSFER, OR MERGER OF</b>	<b>§</b>	
<b>FACILITIES AND CERTIFICATE</b>	<b>§</b>	
<b>RIGHTS IN GREGG, HENDERSON,</b>	<b>§</b>	
<b>SMITH, AND UPSHUR COUNTIES</b>	<b>§</b>	

**ORDER NO. 7**  
**FINDING NOTICE SUFFICIENT AND ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the sufficiency of the notice provided by Texas Water Systems, Inc. and Undine Development, LLC (collectively, applicants) regarding the application for the sale, transfer, or merger of facilities and certificate rights in Gregg, Henderson, Smith, and Upshur counties.

On March 10, 2022, the applicants filed: (a) the affidavit of Carey A. Thomas, senior vice president of Undine, attesting that notice, along with maps, was mailed to current customers, landowners, neighboring utilities, and affected parties on February 18, 2022; (b) a publisher's affidavit attesting that notice was published in the *Longview News-Journal*, a newspaper of general circulation in Gregg County, on February 11 and 18, 2022; (c) a publisher's affidavit attesting that notice was published in the *Athens Daily Review*, a newspaper of general circulation in Henderson County, on February 19 and 26, 2022; (d) a publisher's affidavit attesting that notice was published in the *Tyler Morning Telegraph*, a newspaper of general circulation in Smith County, on February 11 and 18, 2022; and (e) a publisher's affidavit attesting that notice was published in *The Gilmer Mirror*, a newspaper of general circulation in Upshur County, on February 17 and 24, 2022.

On March 23, 2022, Commission Staff recommended that the notice be found sufficient.

The administrative law judge finds the notice sufficient.

The following procedural schedule applies for continued processing of this docket:

<b>Event</b>	<b>Date</b>
Notice completed	February 26, 2022
Deadline for intervention	March 28, 2022
Deadline for Commission Staff to request a hearing or file a recommendation on the approval of the sale and on the certificate of convenience and necessity amendments	May 12, 2022
Deadline for parties to file a response to Commission Staff's recommendation on approval of the sale	May 30, 2022
Deadline for parties to file a joint motion to admit evidence and proposed order approving the sale and allowing transaction to proceed	June 13, 2022
120-day deadline for the Commission to approve the sale or require a hearing	June 27, 2022 <sup>1</sup>

**Signed at Austin, Texas the 25th day of March 2022.**

**PUBLIC UTILITY COMMISSION OF TEXAS**




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**GREGORY R. SIEMANKOWSKI**  
**ADMINISTRATIVE LAW JUDGE**

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<sup>1</sup> Under 16 TAC § 24.239(a) and (i), the deadline for Commission action is 120 days after the mailing or publication of notice, whichever occurs later. One hundred and twenty days after February 26, 2022, is Sunday, June 26, 2022; therefore, the deadline moves to the next day the Commission is open for business, June 27, 2022.