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DOCKET NO. 52502

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

JOINT PROPOSED PROCEDURAL SCHEDULE

I. INTRODUCTION

On September 2, 2021, Texas Water Systems, Inc. and Undine Development, LLC filed an application for approval of the sale, transfer, or merger of facilities and certificate of convenience and necessity (CCN) rights in Gregg, Henderson, Smith, and Upshur Counties. On August 26, 2022, the application was amended to replace Undine Development, LLC with Undine Texas, LLC (Undine) as the applicant.

On April 20, 2023, the administrative law judge filed Order No. 21, directing parties to file a proposed procedural schedule by April 28, 2023. Therefore, this pleading is timely filed.

II. PROPOSED PROCEDURAL SCHEDULE

Parties propose the following procedural schedule for further processing of this docket:

Event	Date
Notice completed	February 23, 2023
Deadline to intervene	March 27, 2023 ¹
Deadline for Staff to request a hearing or file a recommendation on approval of the sale and on the CCN amendment	May 4, 2023

¹ Under 16 TAC § 24.239(b), the intervention period shall not be less than 30 days unless good cause is shown. Notice was mailed on February 15, 2023, and published on February 10, 16, 17, and 23, 2023. Therefore, 30 days after February 23, 2023 is March 25, 2023. Under 16 TAC § 22.4(a), if the Commission is not open for business on the date of the deadline, the deadline moves until the end of the next day on which the Commission is open for business. As the Commission was closed on Saturday, March 25, 2023, the deadline moves to the next business day, Monday, March 27, 2023.

Deadline for parties to file a response to Staff's recommendation on approval of the sale	May 10, 2023
Deadline for parties to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed.	May 17, 2023
120-day deadline for the Commission to approve the sale or require a hearing	June 23, 2023 ²

III. CONCLUSION

For the reasons detailed above, parties respectfully recommend that the proposed procedural schedule be adopted.

Dated: April 21, 2023

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Marisa Lopez Wagley
Interim Division Director

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/s/ Ian Groetsch

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² 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 23, 2023 is June 23, 2023.

UNDINE TEXAS, LLC

/s/ Peter Gregg
Peter Gregg, Counsel for Undine

TEXAS WATER SYSTEMS, INC.

/s/ James K. Brown
James K. Brown, President of Texas Water
Systems, Inc.

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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 April 21, 2023, in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

/s/ Ian Groetsch
Ian Groetsch