



## **Filing Receipt**

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**Control Number - 52797**

**Item Number - 255**

**DOCKET NO. 52797**

<b>APPLICATION OF CONROE RESORT UTILITIES, LLC AND UNDINE TEXAS, LLC AND UNDINE TEXAS ENVIRONMENTAL, LLC FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN MONTGOMERY COUNTY</b>	<b>§ § § § § § §</b>	<b>PUBLIC UTILITY COMMISSION  OF TEXAS</b>
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**APPLICANTS' LIST OF ISSUES AND STATEMENT ON CERTIFICATION**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COME NOW, Applicants Undine Texas, LLC and Undine Texas Environmental, LLC (“Undine”) and files this response to Order Requesting Lists of Issues. The ALJ’s order directing the Applicant to submit a proposed list of issues identified a June 7, 2023 deadline. The undersigned apologizes to the ALJ and the other party representatives for the delayed response, and Undine is prepared to submit a request for leave to file this pleading late as necessary. The Applicants assert that none of the parties have been prejudiced by this late filing, since it is being filed less than 24 hours after the deadline.

**I. APPLICANTS' PROPOSED LIST OF ISSUES**

Applicants respectfully propose the following issues be addressed in this proceeding.

**Phased-in Rates**

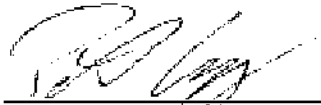
1. Is Undine authorized to charge initial rates for service as set forth in its August 25, 2022 Application Amendment (Docket Id. No. 52797-80).
2. Is Undine authorized to charge initial rates for service that represent year one of the phased-in rate structure under the tariff set forth in Undine’s Application Amendment as rates that are in force for the other water or sewer system on the date the application described by Section 13.301(a) was filed?

**II. APPLICANTS' STATEMENT ON CERTIFICATION OR APPROVAL OF  
PHASED-IN RATES**

Applicants maintain their position as set forth in its Joinder in Staff's Reply (Docket Id. No. 52797-249) and supported by OPUC that the relevant issues be certified to the Commission if the ALJ denies the Parties request to use year one of the phased-in rate structure.

Respectfully submitted,

**Gregg Law PC**



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Peter T. Gregg  
State Bar No. 00784174  
910 West Ave., No. 3  
Austin, Texas 78701  
Phone: 512-522-0702  
Fax: 512-727-6070  
pgregg@gregglawpc.com

Attorneys for Undine

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies 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 June 8, 2023 in accordance with the Order Suspending Rules issued in Project No. 50664.



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Peter T. Gregg