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**BEFORE THE
STATE OFFICE OF ADMINISTRATIVE
HEARINGS**

**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**

**SOAH ORDER NO. 2
MEMORIALIZING PREHEARING CONFERENCE**

A prehearing conference convened August 25, 2023, and the following parties appeared: Conroe Resort Utilities, LLC, Undine Texas, LLC, and Undine Texas Environmental, LLC, (together Applicants); Staff of the Public Utility Commission (Commission Staff); and the Office of Public Utility Counsel (OPUC). The following persons, who were previously granted intervenor status by the Commission Administrative Law Judge, did not appear: Richard Poole; Eugene Barrington; Jean Niland-McGrath; J.K. Harvill; Kyle Pryor; and Deborah Grazian.

The intervenors' continuing status as parties in this matter was discussed, Applicants taking the position that the intervenors had waived their right to participate in this matter, but the ALJ did not rule on the question. Although a motion has not been filed, for clarification, the ALJ does not find that the intervenors are dismissed.

The Applicants, Commission Staff, and OPUC indicated agreement to request certification of an issue or issues to the Commission, and the ALJ requested the parties submit a written motion. Once filed, the intervenors may submit a response to the motion pursuant to 16 Texas Administrative Code § 22.78(a).

Signed August 25, 2023.

ALJ Signature(s):

A handwritten signature in black ink, appearing to read "Ross Henderson", written over a horizontal line.

Ross Henderson,

Presiding Administrative Law Judge