



## **Filing Receipt**

**Filing Date - 2024-05-03 03:00:03 PM**

**Control Number - 52797**

**Item Number - 297**

**SOAH DOCKET NO. 473-23-23621.WS  
DOCKET NO. 52797**

<b>APPLICATION OF CONROE RESORT UTILITIES, LLC, UNDINE TEXAS, LLC, AND UNDINE TEXAS ENVIRONMENTAL, LLC FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN MONTGOMERY COUNTY</b>	§ § § § § §	<b>BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARING</b>
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**MOTION TO REMAND**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COME NOW Conroe Resort Utilities, LLC (Conroe Resort), Undine Texas, LLC, and Undine Texas Environmental, LLC (collectively, the Applicants), together with the staff (Staff) of the Public Utility Commission of Texas (Commission) (collectively, the Parties), and file this Motion to Remand and, in support thereof, respectfully shows the Administrative Law Judge (ALJ) as follows:

This matter concerns an application filed by Conroe Resort and Undine Development, LLC (Undine Development) with the Commission on November 8, 2021, for sale, transfer, or merger of facilities and certificate rights in Montgomery County. On August 25, 2022, the application was amended to replace Undine Development with Undine Texas, LLC (Undine Texas) and Undine Texas Environmental, LLC (Undine Texas Environmental) (collectively, Undine) as the applicants. Applicants seek approval to acquire facilities and to transfer all of Conroe Resort's water service area under water CCN No. 11942 to Undine Texas and all of Conroe Resort's sewer service area under sewer CCN No. 20638 to Undine Texas Environmental. The application reflects a requested area of 282 acres and 294 water customer connections and 289 sewer customer connections.

This matter was referred to mediation on February 12, 2024. On March 6, 2024, a mediation was held between Applicants and some of the Protestants involved in this matter. A

resolution was reached between Applicants and the participating Protestants, as indicated by the Mediation Report issued on March 7, 2024. On April 18, 2024, the ALJ issued Order No. 7, which, in part, provided a Notice of Intent to Remand this matter back to the Commission for approval, and established a deadline of April 26, 2024 for all Protestants who did not participate in the mediation to object to the agreed settlement and remand. *See* Order No. 7. As of the date of this filing, there have been no timely filed objections to the uncontested dismissal and remand by any Protestants in this matter.

Because there have been no timely filed objections by the April 16, 2024 deadline, Applicants respectfully request that the ALJ dismiss this proceeding from the SOAH Docket and remand the application to the Commission to process as an uncontested matter.

DATED May 3, 2024.

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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Division Director

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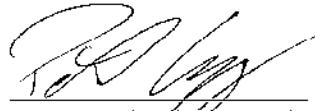
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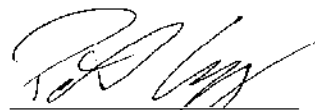
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**ATTORNEY FOR APPLICANTS**

**CERTIFICATE OF SERVICE**

I hereby certify that on May 3, 2024 a true and correct copy of the foregoing **APPLICANTS' MOTION TO REMAND** was served electronically upon all parties of record.

  
Peter T. Gregg