



## Filing Receipt

**Received - 2023-03-27 01:59:11 PM**  
**Control Number - 52852**  
**ItemNumber - 116**

**DOCKET NO. 52852**

<b>APPLICATION OF TERRA</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>SOUTHWEST, INC. AND UNDINE</b>	<b>§</b>	
<b>TEXAS, LLC FOR SALE, TRANSFER,</b>	<b>§</b>	<b>OF TEXAS</b>
<b>OR MERGER OF FACILITIES AND</b>	<b>§</b>	
<b>CERTIFICATE RIGHTS IN DENTON</b>	<b>§</b>	
<b>COUNTY</b>	<b>§</b>	

**ORDER NO. 24**

**FINDING NOTICE SUFFICIENT, REQUIRING PROPOSED PROCEDURAL SCHEDULE, AND REQUIRING CLARIFICATION REGARDING INTERVENTION**

This Order addresses the sufficiency of the notice provided by Terra Southwest, Inc. and Undine Texas, LLC of its application for the sale, transfer, or merger of facilities and certificate rights in Denton County and the need for clarification regarding Dave and Nancy Grantham's February 24, 2023 filing.

**I. Finding Notice Sufficient and Requiring Proposed Procedural Schedule**

On February 22, 2023, Undine Texas filed the affidavit of Carey Thomas, senior vice president of Undine Texas, attesting that notice was provided to its current customers, landowners, neighboring utilities, and affected parties, on February 9, 2023.

On March 2, 2023, Undine filed a publisher's affidavit attesting that notice was published in the *Denton Record-Chronicle*, a newspaper of general circulation in Denton County, on February 12 and 19, 2023.

On March 24, 2023, Commission Staff filed a recommendation regarding the sufficiency of the revised notice.

The administrative law judge (ALJ) finds the revised notice sufficient. By March 31, 2023, the parties must file a proposed procedural schedule for continued processing of this application.

**II. Requiring Clarification**

On February 24, 2023, Dave and Nancy Grantham filed a letter stating, among other things, "I am requesting an intervention in regards to the proposed transaction . . . . Please intervene for us and thank you for your help."

It is unclear to the ALJ whether Dave and Nancy Grantham are requesting to intervene in this proceeding as parties or intend for their February 24, 2023 filing to be a comment letter. Accordingly, by April 7, 2023, Dave and Nancy Grantham must file clarification on whether their filing is a request to intervene as parties to this proceeding.

**Signed at Austin, Texas the 27th day of March 2023.**

**PUBLIC UTILITY COMMISSION OF TEXAS**

A handwritten signature in black ink, appearing to read 'Isaac TA', written over a horizontal line.

**ISAAC TA  
ADMINISTRATIVE LAW JUDGE**