



## Filing Receipt

**Received - 2022-06-24 02:10:32 PM**

**Control Number - 52852**

**ItemNumber - 54**

**DOCKET NO. 52852**

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

**JOINT REQUEST FOR ABATEMENT**

On November 16, 2021, Terra Southwest, Inc. (Terra) and Undine Development, LLC (Undine), (collectively, Applicants), filed an application for approval of the sale, transfer, or merger of facilities and certificate of convenience and necessity (CCN) rights in Denton County.

On June 14, 2022, the administrative law judge (ALJ) filed Order No. 10 requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) to request a hearing or file a final recommendation on approval of the sale and CCN amendment by June 27, 2022. Therefore, this pleading is timely filed.

**I. REQUEST FOR ABATEMENT**

Applicants and Staff (collectively, Parties) request an abatement of this proceeding. This docket concerns an application that is using a new statute for which the Commission has not yet drafted corresponding administrative regulations. Due to the novel nature of this docket, Staff needs more time to evaluate the application and settle on an approach that may become precedential in similar dockets. Applicants recognize this and have agreed to the abatement.

**II. CONCLUSION**

For the reasons stated above, the Parties respectfully request that this docket be abated and propose that the Parties file a recommendation or request a hearing by July 18, 2022.

Dated: June 24, 2022

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Keith Rogas  
Division Director

Robert Dakota Parish  
Managing Attorney

/s/ Ian Groetsch  
Ian Groetsch  
State Bar No. 24078599  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7465  
(512) 936-7268 (facsimile)  
Ian.Groetsch@puc.texas.gov

**Gregg Law PC**

/s/ Peter T. Gregg  
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

**DOCKET NO. 52852**

**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 June 24, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch  
Ian Groetsch