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DOCKET NO. 53445

APPLICATION OF UNDINE TEXAS LLC TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY IN FORT BEND COUNTY	§ § § § §	PUBLIC UTILITY COMMISSION OF TEXAS
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SUPPLEMENTAL MOTION TO ADMIT EVIDENCE AND CLARIFICATION

I. BACKGROUND

On November 4, 2022, Staff (Staff) of the Public Utility Commission (Commission) and Undine Texas LLC (Undine) (collectively, Parties) filed their Joint Motion to Admit Evidence pursuant to Order No. 6. April 28, 2023, the Administrative Law Judge (ALJ) filed Order No. 13, requiring Parties file a supplemental motion to admit evidence on or before May 5, 2023 regarding the inclusion of supplemental information filed by Undine on January 20, 2023 and January 24, 2023. Therefore, this pleading is timely filed.

II. SUPPLEMENTAL MOTION TO ADMIT EVIDENCE

Parties move to admit following as supplemental evidence into the record of evidence in this proceeding:

- 1) Applicant's supplemental information, filed on January 20, 2023 (AIS Item Nos. 39 and 40); and
- 2) Applicant's supplemental information, filed on January 24, 2023 (AIS Item Nos. 42 and 43).

III. CLARIFICATION REGARDING CONFIDENTIAL ATTACHEMENT EB-1

The ALJ directed Staff either to file its confidential attachment EB-1 or indicate where it is filed in this docket. Confidential attachment EB-1 was filed in the docket on September 19, 2022 in Interchange Item No. 26. Additionally, confidential attachment EB-1 was admitted into the record in Order No. 12, bullet (10) – Commission Staff's final recommendation on the application and *confidential attachment*, filed September 19, 2022. The confidential attachment referenced in (10) is confidential attachment EB-1.

IV. CONCLUSION

Parties respectfully request and order admitting the above into the record of this proceeding as evidence.

Dated: May 5, 2023

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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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 on May 5, 2023 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Bradley Reynolds_____

Bradley Reynolds