



## Filing Receipt

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**DOCKET NO. 53630**

<b>APPLICATION OF ORBIT SYSTEMS, INC. AND UNDINE TEXAS, LLC FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN BRAZORIA COUNTY</b>	<b>§ § § § §</b>	<b>PUBLIC UTILITY COMMISSION  OF TEXAS</b>
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**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON SUFFICIENCY  
OF NOTICE**

On May 23, 2022, Undine Texas Environmental, LLC (Undine) and Orbit Systems, Inc. (Orbit) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Brazoria County.

On August 31, 2022, the administrative law judge (ALJ) filed Order No. 5, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation addressing the published noticed requirements for further processing of the application by September 7, 2022. Therefore, this pleading is timely filed.

**I. NOTICE**

Staff has reviewed the notice documentation filed by Undine on August 16, 2022 and has found them sufficient. Order No. 3, filed on July 21, 2022, required the Applicants to provide a signed affidavit that notice was provided along with a copy of the notice sent to the affected parties and published in a newspaper of general circulation. Among other things, Undine was required to publish notice once a week for two consecutive weeks in a newspaper of general circulation in Brazoria County, accompanied by the publisher’s affidavit and the newspaper tear sheets as proof of publication.

Undine published notice in “The Facts,” a daily newspaper of general circulation in Brazoria County, on July 28, 2022 and August 4, 2022. Undine filed its publisher’s affidavit, dated August 15, 2022, in the docket within thirty days of the date notice was published. Therefore, Staff recommends that the Applicants’ notice be deemed sufficient.

**II. CONCLUSION**

For the reasons detailed above, Staff respectfully recommends that Undine’s proof of notice be found sufficient.

Dated: September 7, 2022

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 via electronic mail on September 7, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch  
Ian Groetsch