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APPLICATION OF CRYSTAL	§	PUBLIC UTILITY COMMISSION
SYSTEMS TEXAS, LLC AND UNDINE	§	
TEXAS, LLC FOR SALE, TRANSFER,	§	
OR MERGER OF FACILITIES AND	§	OF TEXAS
CERTIFICATE RIGHTS IN SMITH	§	
COUNTY	§	

COMMISSION STAFF’S RECOMMENDATION ON NOTICE

I. INTRODUCTION

On July 1, 2022, Undine Texas, LLC (Undine Texas) and the Crystal Systems Texas, Inc. (Crystal Systems) (collectively Applicants) filed an application for sale, transfer, or merger (STM) of facilities and certificate rights in Smith County. The Applicants filed supplemental information on September 12, 14, 16, 21, and 22; October 6 and 31; and November 9, 2022.

On January 17, 2023, the administrative law judge filed Order No. 8, establishing a deadline of February 13, 2023, for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on sufficiency of notice. Therefore, this pleading is timely filed.

II. RECOMMENDATION ON NOTICE

Staff has reviewed the proof of notice provided by Undine Texas and recommends that notice is sufficient. Specifically, Undine Texas provided an affidavit of notice dated December 2, 2022, and signed by Carey A. Thomas, Undine Texas’ Senior Vice President, that notice was provided on December 2, 2022, to its current customers, landowners, neighboring utilities, and affected parties, as well as the maps that were attached to the provided notice. Undine Texas also provided copies of its publication and a publisher’s affidavit dated January 23, 2023, showing that notice was published in the *Tyler Morning Telegraph*, a newspaper of general circulation in Smith County, on November 23 and 30, 2022. Therefore, Staff recommends that the notice provided by Undine Texas be deemed sufficient for the further processing of this matter.

III. CONCLUSION

For the reasons detailed above, Staff recommends that Applicants’ notice be deemed sufficient. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: February 13, 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 via electronic mail on February 13, 2023 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch
Ian Groetsch