



## Filing Receipt

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<b>APPLICATION OF UNDINE TEXAS,</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>LLC AND NITSCH AND SON UTILITY</b>	<b>§</b>	
<b>COMPANY, INC. 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 HARRIS COUNTY</b>	<b>§</b>	

**ORDER NO. 5**  
**FINDING APPLICATION INCOMPLETE AND DEFICIENT**  
**AND ESTABLISHING AN OPPORTUNITY TO CURE**

This Order addresses the sufficiency of the July 14, 2022 application of Undine Texas, LLC and Nitsch and Son Utility Company, Inc. for sale, transfer, or merger of facilities and certificate rights in Harris County.

On November 21, 2022, Commission Staff filed a supplemental recommendation on administrative completeness.

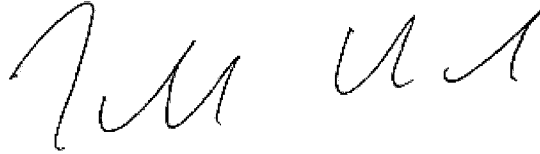
The administrative law judge (ALJ) continues to find the application administratively incomplete and deficient. Under 16 Texas Administrative Code § 24.8(d), the Commission does not consider an application filed until it makes a determination that the application is administratively complete. Thus, at this time the application is not considered filed with the Commission.

On or before December 8, 2022, the applicants must supplement the application to cure the deficiencies as described in the November 21, 2022 memorandum attached to Commission Staff's recommendation. Until the Commission receives and reviews the supplemental information, the application cannot proceed. The applicants must not issue notice until the application is deemed administratively complete.

On or before December 29, 2022, Commission Staff must file a supplemental recommendation regarding the administrative completeness of the application, along with a proposed procedural schedule, if appropriate.

Signed at Austin, Texas the 22nd day of November 2022.

**PUBLIC UTILITY COMMISSION OF TEXAS**

A handwritten signature in black ink, appearing to read "J. Huhn", is written above a horizontal line.

**JEFFREY J. HUHN**  
**ADMINISTRATIVE LAW JUDGE**