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DOCKET NO. 53827

APPLICATION OF NITSCH AND SON	§	PUBLIC UTILITY COMMISSION
UTILITY COMPANY, INC., AND UNDINE	§	
TEXAS, LLC, FOR SALE, TRANSFER,	§	OF TEXAS
OR MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS IN HARRIS	§	
COUNTY, TEXAS	§	

JOINT REQUEST FOR ABATEMENT

I. INTRODUCTION

On July 14, 2022, Nitsch and Son Utility Company, Inc. (Nitsch) and Undine Texas, LLC (Undine) (Applicants) filed with the Public Utility Commission of Texas (Commission) an application for sale, transfer, or merger of facilities and certificate rights in Harris County, Texas. Undine filed supplemental information on September 15 and 22, October 6, and November 9 and 10, 2022.

On February 15, 2023, the administrative law judge (ALJ) filed Order No. 8, directing the Staff (Staff) of the Commission to file, by March 24, 2023, a supplemental recommendation regarding the administrative completeness of the application, along with a proposed procedural schedule. Therefore, this pleading is timely filed.

II. REQUEST FOR ABATEMENT

Applicants and Staff (the Parties) request an abatement of this proceeding. The request for consent from the City of Houston to allow Undine to provide service inside the city limits is still pending before the City. The Parties believe abatement is the only practical solution for this docket until the City of Houston provides its consent. The Parties further request that they be directed to make a filing requesting that the abatement of this docket be lifted when the consent is received, and that Staff be directed to propose a procedural schedule at that time.

III. CONCLUSION

The Parties respectfully request the entry of an abatement in this docket for the reasons detailed above.

Date: March 24, 2023

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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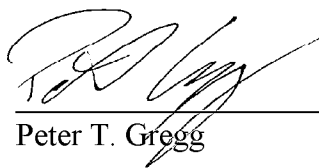
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CERTIFICATE OF SERVICE

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 March 24, 2023, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.



Peter T. Gregg