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DOCKET NO. 54462

APPLICATION OF ORANGE COUNTY	§	PUBLIC UTILITY COMMISSION
WATER CONTROL &	§	
IMPROVEMENT DISTRICT NO. 1 AND	§	OF TEXAS
WATER NECESSITIES, INC. FOR	§	
SALE, TRANSFER, OR MERGER OF	§	
FACILITIES AND CERTIFICATE	§	
RIGHTS IN ORANGE COUNTY	§	

ORDER NO. 19
MOTION TO DISMISS AND ESTABLISHING
DEADLINE TO FILE A RESPONSE

This Order addresses the December 12, 2022 application filed by Orange County Water Control & Improvement District No. 1 and Water Necessities, Inc. for approval of the sale, transfer, or merger of facilities and certificate rights in Orange County. On February 28, April 20, August 15, and September 1 and 8, 2023, Orange County supplemented the application.

In Order No. 10 filed on November 3, 2023, the administrative law judge (ALJ) found the application, as supplemented, administratively complete and Orange County to file proof of notice by December 4, 2023. In Order Nos. 11 through 15, the ALJ extended Orange County's deadline to file proof of notice.

In Order No. 16 filed on August 1, 2024, the ALJ found the notice deficient and set August 19, 2024, as the deadline for Orange County to file proof of notice. Orange County did not file anything in response to Order No. 16.

In Order No. 17 filed on September 6, 2024, the ALJ found the notice deficient and set September 27, 2024, as the deadline for Orange County to file proof of notice. Orange County did not file anything in response to Order No. 17.

In Order No. 18 filed on October 14, 2024, the ALJ found the notice deficient and set November 12, 2024, as the deadline for Orange County to file proof of notice. As of the date of this Order, Orange County has not file proof of notice or filed anything in response to Order No. 18.

After review of the record of this docket, the ALJ is of the opinion that this matter should be dismissed without prejudice under 16 Texas Administrative Code (TAC) § 22.181(d)(6), for failure to prosecute. The basis for dismissal and the material facts supporting dismissal

under 16 TAC § 22.181(d)(6) are summarized in this Order. The applicants have filed nothing in this docket since September 8, 2023. Under 16 TAC § 22.181(a) and (e), dismissal of a proceeding may be made upon the motion of the ALJ. This Order constitutes such a motion. Responses to the motion to dismiss, if any, must be filed by December 5, 2024.

Signed at Austin, Texas on the 15th day of November 2024.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'Isaac TA', is written over a horizontal line.

**ISAAC TA
ADMINISTRATIVE LAW JUDGE**

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