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APPLICATION OF TEXAS WATER UTILITIES, L.P. AND SOUTHERN HORIZONS DEVELOPMENT, INC. FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN LIBERTY AND MONTGOMERY COUNTIES PUBLIC UTILITY COMMISSION OF TEXAS

TEXAS WATER UTILITIES, L.P.'S MOTION FOR REHEARING

Texas Water Utilities, L.P. (TWU) files this Motion for Rehearing to request modifications to the ordering paragraphs included in the Order adopted by the Public Utility Commission of Texas (Commission) on January 23, 2025 (Final Order) to provide for Commission approval of a final map and certificate. Under Texas Government Code § 2001.146(a), this motion is timely filed on or before February 17, 2025.

I. MOTION FOR REHEARING

TWU respectfully requests that the Commission grant rehearing to modify ordering paragraphs 10 and 12 of the Final Order. Because the Final Order does not approve a final map or a certificate, TWU does not have the items needed to comply with the recording requirements in Texas Water Code § 13.257(r) and (s). To allow for the preparation of a final map and certificate, and Commission approval of the same, TWU proposes the following changes:

- 10. Commission Staff must provide a proposed final map and final water certificate of convenience and necessity number 12983 to Texas Water via email within 30 days after the effective date of the transaction. Texas Water must comply with the recording requirements in TWC § 13.257(r) and (s) for the area in Montgomery and Liberty Counties affected by the application and must submit to the Commission evidence of the recording no later than 45 days after completion of the transaction.
- 10A. No later than 10 days after the date the final map and certificate are emailed to Texas
 Water, Texas Water must make a filing consenting to the map and certificate.

- 10B. The presiding officer in Compliance Tariff for Final Order in Docket No. 54617 (Application of Texas Water Utilities, LP and Southern Horizons Development, Inc. for Sale, Transfer, or Merger of Facilities and Certificate of Rights in Liberty and Montgomery Counties), Docket No. 57557 must approve the final map and certificate consented to by Texas Water and establish the deadline by which Texas Water must submit to the Commission evidence that it has complied with the recording requirements in TWC § 13.257(r) and (s) for the area in Montgomery and Liberty Counties affected by the application.
- 12. Texas Water must file a tariff consistent with this Order within 30 days after the effective date of the transaction in *Compliance Tariff for Final Order in Docket No.* 54617 (Application of Texas Water Utilities, LP and Southern Horizons Development, Inc. for Sale, Transfer, or Merger of Facilities and Certificate of Rights in Liberty and Montgomery Counties), Docket No. 57557.

TWU has conferred with Commission Staff and is authorized to represent that Commission Staff is unopposed to the Motion for Rehearing. TWU notes that the proposed transaction closed on January 27, 2025, and TWU will be filing closing documents, customer deposit information, and a tariff no later than February 26, 2025.

II. CONCLUSION

TWU respectfully requests that the Commission grant rehearing and modify the Order issued on January 23, 2025, such that it provides a procedure by which the Commission can approve a final map and certificate for this proceeding. TWU further requests any additional relief to which it has shown itself justly entitled.

Respectfully submitted,

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ATTORNEYS FOR TEXAS WATER UTILITIES, L.P.

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 12, 2025, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

Eleanor D'Ambrosic