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

ORDER NO. 4
FINDING APPLICATION REMAINS ADMINISTRATIVELY INCOMPLETE AND
PROVIDING OPPORTUNITY TO CURE

This Order addresses the sufficiency of SP Utility Company, Inc. and Municipal Operations, LLC's August 7, 2023 application for approval of the sale, transfer, or merger of facilities and certificate rights in Harris County.

In Order No. 2 filed on September 11, 2023, the administrative law judge (ALJ) found the application administratively incomplete and deficient and set October 6, 2023, as the deadline for the applicants to cure the deficiencies. The applicants did not file anything in response to Order No. 2.

In Order No. 3 filed on October 11, 2023, the ALJ found that the application remained administratively incomplete and deficient and set November 1, 2023, as the deadline for the applicants to cure the deficiencies. To date, the applicants have not made any filings to cure the deficiencies.

The ALJ finds the application remains 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.

By December 6, 2023, the applicants must cure the deficiencies, more fully described in the memorandum of James Harville and the memorandum of David Lopez and Fred Bednarski, attached to Commission Staff's September 8, 2023 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.

By January 5, 2024, Commission Staff must file a supplemental recommendation on the administrative completeness of the application and proposed notice, and both the applicants and Commission Staff must file a recommendation regarding how to proceed with the application and propose a procedural schedule.

Signed at Austin, Texas on the 6th day of November 2023.

PUBLIC UTILITY COMMISSION OF TEXAS

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

ISAAC TA

ADMINISTRATIVE LAW JUDGE