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Filing Date - 2023-12-06 12:22:55 PM

Control Number - 55336

Item Number - 8

DOCKET NO. 55336

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

**COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS**

On August 8, 2023, SP Utility Company, Inc (SP Utility) and Albury Manor Utility Company, Inc. (Albury Manor Utility) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Harris County, Texas.

On November 1, 2023, the administrative law judge filed Order No. 3, requiring the Applicants to file supplemental information to cure deficiencies by November 15, 2023 and the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on the administrative completeness of the application and proposed notice by December 6, 2023. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

To date, the Applicants have yet to file supplemental information to cure the deficiencies identified in the memoranda from Jaspinder Singh, Infrastructure Division, and Fred Bednarski, Rate Regulation Division, filed in Staff's deficiency recommendation on October 26, 2023. Therefore, Staff recommends that the application remains administratively incomplete. Staff further recommends that Applicants be ordered to cure the deficiencies identified in Mr. Singh and Mr. Bednarski's memoranda by December 22, 2023 and that Staff be given a deadline of January 22, 2024 to file a supplemental recommendation on the administrative completeness of the application.

II. PROCEDURAL SCHEDULE

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural

schedule alongside a subsequent recommendation that the application be found administratively complete.

III. CONCLUSION

For the reasons detailed above, Staff recommends that the application be found administratively incomplete, that Applicants be ordered to file supplemental information to cure the deficiencies in the application by December 22, 2023, and that Staff be given a deadline of January 22, 2024 to file a supplemental recommendation on the administrative completeness of the application. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: December 6, 2023

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that unless otherwise ordered by the presiding officer, notice of the filing of this document will be provided to all parties of record via electronic mail on December 6, 2023 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Scott Miles
Scott Miles