



## **Filing Receipt**

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

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

This Order addresses the sufficiency of the August 8, 2023, application of SP Utility Company, Inc. and Albury Manor Utility Company, Inc. for approval of the sale, transfer, or merger of facilities and certificate rights in Harris County and for the cancellation of Albury Manor's certificate of convenience and necessity number 11507. On September 11, 2023, the applicants supplemented the application.

In Order No. 3 filed on November 1, 2023, the administrative law judge (ALJ) found the application administratively incomplete and provided the applicants until November 15, 2023 to cure the deficiencies. To date, no supplemental materials have been filed by the applicants in this proceeding.

On December 6, 2023, Commission Staff filed its supplemental recommendation on administrative completeness.

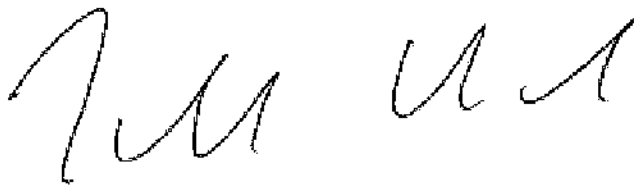
The ALJ finds the application remains administratively incomplete and deficient. Under 16 Texas Administrative Code § 24.8(d), the Commission does not consider an application filed until it makes a determination that the application is administratively complete. Thus, at this time the application is not considered filed with the Commission.

By December 22, 2023, the applicants must cure the deficiencies more fully described in the memoranda of Jaspinder Singh, David Lopez, and Fred Bednarski, III, attached to Commission Staff's recommendation filed on October 26, 2023. 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 22, 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 8th day of December 2023.**

**PUBLIC UTILITY COMMISSION OF TEXAS**

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

**JEFFREY J. HUHN**  
**ADMINISTRATIVE LAW JUDGE**