



## **Filing Receipt**

**Filing Date - 2023-12-14 01:40:01 PM**

**Control Number - 55378**

**Item Number - 20**

**DOCKET NO. 55378**

<b>APPLICATION OF GUADALUPE-</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>BLANCO RIVER AUTHORITY AND</b>	<b>§</b>	
<b>UNDINE TEXAS ENVIRONMENTAL,</b>	<b>§</b>	<b>OF TEXAS</b>
<b>LLC FOR SALE, TRANSFER, OR</b>	<b>§</b>	
<b>MERGER OF FACILITIES AND</b>	<b>§</b>	
<b>CERTIFICATE RIGHTS IN CALHOUN</b>	<b>§</b>	
<b>COUNTY</b>	<b>§</b>	

**APPLICANT'S RESPONSE TO ORDER NO. 4**

COMES NOW, Applicant, Undine Texas Environmental, LLC ("Undine") and files this Response to Order No. 4. Order No. 4 establishes a deadline of January 4, 2024 to provide the information contained herein. Accordingly, this response is timely filed.

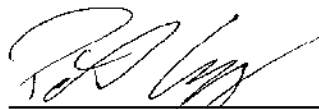
Attached as Exhibit A is the notice to affected parties, affidavits of delivery and notice, and the maps associated with Undine's application.

Attached as Exhibit B (submitted confidentially) is the list of recipients.

Dated: December 14, 2023.

Respectfully submitted,

**Gregg Law PC**



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Peter T. Gregg  
State Bar No. 00784174  
910 West Ave., No. 3  
Austin, Texas 78701  
Phone: 512-522-0702  
Fax: 512-727-6070  
[pgregg@gregglawpc.com](mailto:pgregg@gregglawpc.com)

**Attorneys for Undine Texas Environmental, LLC**

**DOCKET NO. 55378**

**CERTIFICATE OF SERVICE**

I certify pursuant to the above signature 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 December 14, 2023, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

**EXHIBIT A**

# PUBLIC UTILITY COMMISSION OF TEXAS



## AFFIDAVIT OF NOTICE TO LANDOWNERS DOCKET NO. 55378

STATE OF TEXAS  
COUNTY OF Harris

Undone Texas Environmental, LLC has

- ☒ Determined that there are no landowners owning tracts of land over 25 acres wholly or partly inside the requested CCN area.
- ☐ Provided individual notice via first-class mail to the following landowners owning tracts of land over 25 acres wholly or partly inside the requested CCN area:

DATE OF NOTICE

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### OATH

I, Vane Tillman, being duly sworn, file this form as  
Chief Financial Officer (indicate relationship to applicant, that is,  
owner, member of partnership, title of officer of corporation, or other authorized representative of  
applicant); that in such capacity, I am qualified and authorized to file and verify such form, am  
personally familiar with the notices given with this application, and have complied with all notice  
requirements in the application and application acceptance letter; and that all such statements made  
and matters set forth therein are true and correct.

Vane Tillman  
Applicant's Authorized Representative

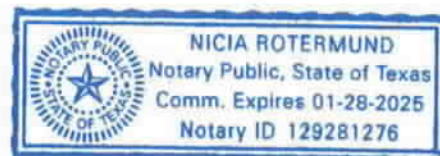
If the applicant to this form is any person other than the sole owner, partner, officer of the applicant,  
or its attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 5th day of December, 2023  
to certify, which witness my hand and seal of office.

Nicia Rotermund  
Notary Public in and for the State of Texas

Nicia Rotermund  
Print or Type Name of Notary Public

Commission Expires January 28, 2025  
Notice Form Updated: August 2, 2023



# PUBLIC UTILITY COMMISSION OF TEXAS



## AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, NEIGHBORING UTILITIES, AND AFFECTED PARTIES DOCKET NO. 55378

STATE OF TEXAS  
COUNTY OF Harris

Undine Texas Environmental, LLC has provided individual  
notice via first-class mail to the following entities, affected parties, and customers:

Customers, Neighboring  
Utilities, and Affected  
Parties

DATE OF NOTICE  
December 4, 2023

### OATH

I, Vance Tillman, being duly sworn, file this form as  
Chief Financial Officer (indicate relationship to applicant, that is,  
owner, member of partnership, title of officer of corporation, or other authorized representative of  
applicant); that in such capacity, I am qualified and authorized to file and verify such form, am  
personally familiar with the notices given with this application, and have complied with all notice  
requirements in the application and application acceptance letter; and that all such statements made  
and matters set for therein are true and correct.

Vance Tillman  
Applicant's Authorized Representative

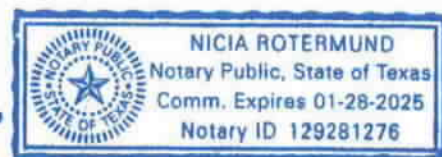
If the applicant to this form is any person other than the sole owner, partner, officer of the applicant,  
or its attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 5th day of December, 2023,  
to certify which witness my hand and seal of office.

Nicia Rotermund  
Notary Public in and for the State of Texas

Nicia Rotermund  
Print or Type Name of Notary Public

Commission Expires January 28, 2025



***Notice to Current Customers, Neighboring Systems, and Cities***

UNDINE TEXAS ENVIRONMENTAL, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 20816, NOTICE OF INTENT TO AMEND UNCERTIFICATED AREA TO CCN NO. 20816 AND PURCHASE SEWER FACILITIES FROM GUADALUPE-BLANCO RIVER AUTHORITY IN CALHOUN COUNTY, TEXAS

To: ***Current Customers, Neighboring Systems, and Cities***

Date Notice Mailed: ***December 4, 2023***

Undine Texas Environmental, LLC	17681 Telge Road	Cypress, TX	77429
(Purchaser's Name)	(Address)	(City), (State)	(Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated area to CCN No. 20816 and to purchase sewer facilities in Calhoun County, TX from: Guadalupe-Blanco River Authority.

Guadalupe-Blanco River Authority	2225 E. Common St.	New Braunfels, TX	78130
(Seller's Name)	(Address)	(City), (State)	(Zip Code)

The requested area overlaps the district boundaries of Calhoun County Drainage District 11. If this district does not request a public hearing, the Commission shall determine that the district is consenting to Undine Texas Environmental, LLC's request to provide retail sewer utility service in the requested area.

The sale is scheduled to take place if approved by the Commission (Texas Water Code § 13.301). The transaction and the transfer of the CCN includes the following subdivision: Crestview Subdivision.

The requested area includes 68 customer connections, is located approximately 4.2 mile(s) southwest of downtown Port Lavaca, Texas, and is generally bounded on the north by Farm to Market 2433; on the east by the intersection of Farm to Market 2433 and Sweetwater Road; on the south by the intersection of Sweetwater Road and Sanders Road; and on the west by Sanders Road.

The requested area includes approximately 60 acres, comprised of uncertificated area to amend (add) to Undine Texas Environmental, LLC (CCN No. 20816).

The application proposes the addition of approximately 60 acres to CCN No. 20816.

**See enclosed maps showing the requested area.**

This transaction will not have an effect on the current customer's rates and services.

*Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer). You must send a letter*

*requesting intervention to the commission which is received by that date. The letter must include the person's name, address, email address and fax number if applicable.*

If a valid public hearing is requested, the Commission will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, SOAH will submit a recommendation to the Commission for final decision. An evidentiary hearing is a legal proceeding similar to a civil trial in state district court.

A landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the requested area, may file a written request with the Commission to be excluded from the requested area ("opt out") within (30) days from the date that notice was provided by the Utility. All opt out requests must include a large-scale map, a metes and bounds description of the landowner's tract of land, landowner's name, address, email address and fax number, if applicable.

A landowner that opts out from the requested area releases the applicant's obligation to provide retail water or sewer utility service to the removed land for any reason.

Persons who wish to request this option should file the required documents with the:

Public Utility Commission of Texas  
Central Records  
1701 N. Congress, P. O. Box 13326  
Austin, TX 78711-3326

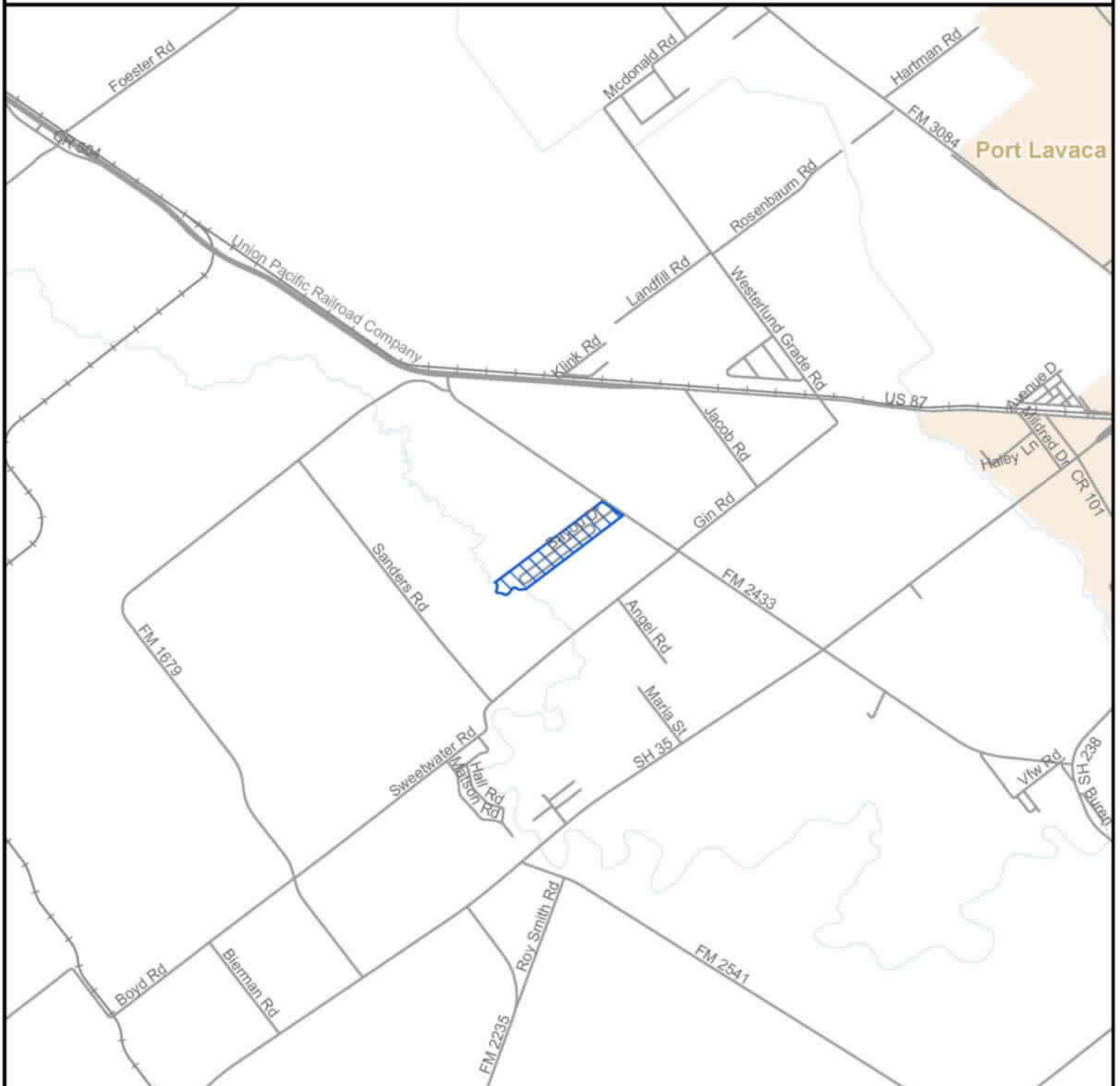
In addition, the landowner must also send a copy of the opt out request to the Utility. Staff may request additional information regarding your request.

Si desea información en español, puede llamar al 1-888-782-8477.

Carey Thomas  
Utility Representative

Undine Texas Environmental, LLC  
Utility Name

**Transfer Facilities from Guadalupe Blanco River Authority  
to Undine Texas Environmental, LLC (CCN No. 20816)  
and Amend CCN No. 20816 in Calhoun County**

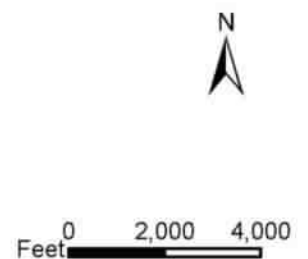


**General Location Map**

**Legend**

 Requested Area to Amend (add)

Created by: Suzanne Burt  
Date Created: July 17, 2023



**Transfer Facilities from Guadalupe Blanco River Authority  
to Undine Texas Environmental, LLC (CCN No. 20816)  
and Amend CCN No. 20816 in Calhoun County**



**Detailed Map**

**Legend**



Requested Area to Amend (add)

**EXHIBIT B**

***(Submitted Confidentially)***