

Control Number: 42854



Item Number: 55

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83rd Legislature, Regular Session, transferred the functions relating to the economic regulation of water and sewer utilities from the TCEQ to the PUC effective September 1, 2014.



TCEQ DOCKET NO. 2008-0333-UCR010 JUN 17 AN 11: 49 SOAH DOCKET NO. 582-08-0284

5

CHIEF CLERKS OFFICE BEFORE THE

DOUBLE DIAMOND UTILITIES CO.
APPLICATION TO DECERTIFY A
PORTION OF CERTIFICATE OF
CONVENIENCE (CCN) NO. 12362 FROM
NORTHWEST GRAYSON COUNTY
WCID NO. 1 AND TO AMEND CCN NO.
12087 IN GRAYSON COUNTY

APPLICATION NO. 35903-C

STATE OFFICE OF

ADMINISTRATIVE HEA

STATUS REPORT

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

Double Diamond Utilities Co. ("DDU") files this Status Report pursuant to Order No. 8

BACKGROUND

A preliminary hearing in the above-captioned matter was held on May 8, 2008. In Order Number 1, the ALJ memorialized the preliminary hearing in which she took jurisdiction; designated parties; and established a procedural schedule. On August 13, 2008, DDU and Northwest Grayson County WCID No. 1 (the "District") filed a joint motion to abate this proceeding, and all related deadlines, for sixty (60) days. Thereafter, along with submitting status reports, additional requests for the extension of the abatement period were submitted and approved by the ALJ as set out in Order Nos. 5, 6, and 7. On April 21, 2010, DDU filed an Unopposed Motion to Extend Abatement for an additional six months. On April 26, 2010, the ALJ issued Order No. 8 granting this motion and abating the matter until October 21, 2010. The ALJ requested the submittal of a status report every 60 days.

STATUS REPORT

The parties have exchanged settlement offers and discussions are ongoing. Most recently, DDU sent the District a settlement proposal on June 9, 2010 and is awaiting a response

from the District. In accordance with Order No 8, DDU will provide another status report within 60 days of this status report

Respectfully submitted.

JACKSON WALKER L.L.P.

LEONARD H. DOUGAL

State Bar No. 06031400

ALI ABAZARI

State Bar No. 00796094

100 Congress Avenue, Suite 1100

Austin, Texas 78701

512-236-2000

512-236-2002 (Fax)

ATTORNEYS FOR DOUBLE DIAMOND UTILITIES CO.

CERTIFICATE OF SERVICE

This is to certify that on this 12 day of June, 2010, a true and correct copy of the foregoing was served on the following via U.S. mail, facsimile or electronic filing.

Mr. Art Rodriguez Russell & Rodriguez 1633 Williams Drive Building 2, Suite 200 Georgetown, Texas 78628 (866) 929-1641 (fax)

Blas J Coy, Jr. (MC-103)
Texas Commission on Environmental Quality
Office of Public Interest Counsel
P.O. Box 13087
Austin, Texas 78711-3087
(512) 239-6377 (fax)

Docket Clerk (MC-105)
Texas Commission on Environmental Quality
Office of the Chief Clerk
P.O. Box 13087
Austin, Texas 78711-3087
(512) 239-3311 (fax)

Ross W. Henderson (MC-173)
Staff Attorney
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087
(512) 239-0606 (fax

CHIEF CLERKS OFFICE

Ali Abazari