



Control Number: 42854



Item Number: 75

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House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup>  
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.

RECEIVED

SOAH DOCKET NO. 582-08-2284  
TCEQ DOCKET NO. 2008-0333-UCR

2014 SEPT 10 AM 11:07  
PUBLIC UTILITY COMMISSION  
BEFORE THE STATE OFFICE

DOUBLE DIAMOND UTILITIES, CO. §  
APPLICATION TO DECERTIFY A §  
PORTION OF CERTIFICATE OF §  
CONVENIENCE AND NECESSITY §  
(CCN) NO. 12362 FROM NORTHWEST §  
GRAYSON WCID 1 AND TO AMEND §  
CCN NO. 12087 IN GRAYSON CO. §  
APPLICATION NO. 35903-C §

OF

ADMINISTRATIVE HEARINGS

**JOINT AND UNOPPOSED MOTION FOR CONTINUANCE**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COMES NOW, Northwest Grayson Water Control and Improvement District No. 1 ("District"), Double Diamond Utilities Co. ("DDU"), the Executive Director of the Texas Commission on Environmental Quality, and the Public Interest Counsel and files this *Joint and Unopposed Motion for Continuance* and in support thereof would show the following:

Order No. 13 in this cause set out a procedural schedule that culminated in a Hearing on the merits to be held on February 25-27, 2014. DDU and the District have worked toward a settlement and they believe that they are close to a settlement of all issues. In the spirit of settlement, no party in this proceeding has served on the other any discovery in the hopes of reducing litigation costs and to not distract them from settling.

Recently, settlement talks have been delayed. The District's consulting engineer has been unable to consult with the District with the same frequency as in the past as his mother has had health problems that has resulted in her being in hospice care. Due to these unfortunate circumstances, the District only recently has been able to resume settlement discussions with DDU.

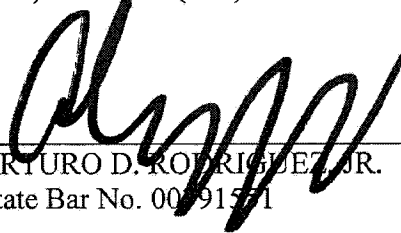
Because of the delay in the settlement discussions, the District, DDU, and the Executive Director of the TCEQ hereby request a continuance of all deadlines in this matter. The parties will work toward a new procedural schedule and anticipate that said schedule will be submitted within the next week. The motion is not sought for delay, but so that justice may be served. The Public Interest Counsel does not oppose this motion.

**PRAYER**

Based on the foregoing, the District respectfully requests that the Administrative Law Judge grant the motion for continuance as discussed herein. The District asks for any such further relief to which it has shown itself to be justly entitled.

Respectfully submitted,

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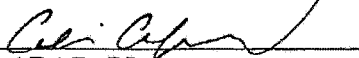


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WATER CONTROL IMPROVEMENT DISTRICT  
NO. 1

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*for Ross Henderson w/ permission*

ROSS HENDERSON  
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ATTORNEY FOR EXECUTIVE DIRECTOR OF THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

CERTIFICATE OF SERVICE

I hereby certify that on this 14 day of November, 2013, a true and correct copy of the foregoing document has been sent via facsimile, first class mail, or hand-delivered to the following counsel of record:

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