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SOAH DOCKET NO. 473-15-0218
PUC DOCKET NO. 43081

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SECOND PETITION OF TRAVIS COUNTY § BEFORE THE STATE OFFICE
MUNICIPAL UTILITY DISTRICT NO. 12 §
APPEALING CHANGE OF WHOLESALE §
WATER RATES IMPLEMENTED BY WEST §
TRAVIS COUNTY PUBLIC UTILITY § OF
AGENCY, CITY OF BEE CAVE, TEXAS §
HAYS COUNTY, TEXAS AND WEST §
TRAVIS COUNTY MUNICIPAL UTILITY §
DISTRICT NO. 5 § ADMINISTRATIVE HEARINGS

TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 12'S
PROPOSAL FOR FIRST PREHEARING CONFERENCE

TO THE HONORABLE WILLIAM G. NEWCHURCH

COMES NOW Travis County Municipal Utility District No. 12 ("TCMUD 12 or District"), and in response to SOAH Order No. 2 files this Proposal for First Prehearing Conference and in support thereof would respectfully show the following:

TCMUD 12 is the Petitioner in this proceeding and agreed with WTCPUA that the initial prehearing in this matter should be held following issuance of the PUC's Preliminary Order, which is expected to be taken up at the Commission's October 17, 2014 Open Meeting. TCMUD 12 urges the ALJ to schedule the prehearing as soon after the expected issuance of the Preliminary Order as possible, taking into consideration Your Honor's conflicts the week of October 20th, as indicated in Order No. 2. This case has been pending since July 31, 2014, although the Commission acted promptly in referring it to SOAH shortly after jurisdiction was transferred on September 1, 2014. A Prehearing soon after issuance of the Preliminary Order is standard practice at the PUC and delaying the convening of the prehearing more than three weeks beyond the issuance of the Preliminary Order in this case would serve no reasonable purpose.

The parties have conferred regarding dates for the initial Prehearing Conference and have agreed on two dates that fall within the weeks of October 27th and November 3rd. Specifically, all parties are available **October 29th** and **November 3rd**, and TCMUD 12 requests that Your Honor schedule the First Prehearing Conference on one of those dates.

Mindful that at least three dates were requested, all but one of the parties is also available

during the two week period (October 27 - November 7), on the following dates:

October 27th – WTCMUD 5 has indicated unavailability

October 30th – WTCPUA has indicated unavailability

WHEREFORE, PREMISES CONSIDERED, TCMUD 12 respectfully requests that the Administrative Law Judge schedule a Prehearing Conference on October 29, 2014, or November 3, 2014, and for such further relief to which it may be entitled. Counsel for TCMUD 12 has requested the other Parties to join in this request, and as of the time of filing TCMUD 5 has agreed to join in requesting that the Prehearing Conference be scheduled on October 29, 2014, or November 3, 2014.

Respectfully Submitted,

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By: Miguel A. Huerta for
J. Kay Trostle
State Bar No. 20238300

ATTORNEYS FOR TRAVIS COUNTY
MUNICIPAL UTILITY DISTRICT NO. 12

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document is being served via facsimile, U.S. mail and/or hand delivery to all parties of record on this 8th day of October, 2014.

Miguel A. Huerta for
J. Kay Trostle