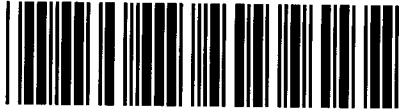


Control Number: 43529



Item Number: 14

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.

43579

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PUBLIC UTILITY COMMISSION
FILING CLERK

SOAH DOCKET NO. 582-05-1528
TCEQ DOCKET NO. 2004-1201-UCR

APPLICATIONS OF FALL CREEK
UTILITY COMPANY, INC., TO RAISE
WATER AND SEWER UTILITY RATES
IN HOOD COUNTY, TEXAS

§
§
§
§
§

BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

ORDER NO. 7
CONDITIONALLY DISMISSING CASE

On October 18, 2005, counsel for Lake Granbury Ranch Property Owners Association submitted to the Administrative Law Judge ("ALJ") a status report in the captioned matter, confirming that the association has acquired the stock of Fall Creek Utility Company, Inc., the corporation that initially filed the applications for rate increase in this proceeding. The report noted that these applications have been assigned and transferred to the association, which has decided not to pursue them. Accordingly, the association requested that the administrative action relating to the applications be dismissed.

The association's report and motion to dismiss do not disclose whether that party has consulted with other parties and thus ascertained that no opposition to the proposed dismissal exists. Because most of the other parties are individual members of the association, though, the ALJ does not anticipate any such opposition. To assure that all parties have an opportunity to address the issue, however, the ALJ will dismiss this action upon the condition that such dismissal will be reconsidered in the event that any party submits a properly supported objection within the next week. In the absence of any such pleadings, the dismissal of this action from the docket of the State Office of Administrative Hearings ("SOAH") will become final on November 1, 2005.

Any other pending procedural directives in this proceeding are hereby canceled.

14

PROCEDURAL QUESTIONS

Routine procedural and logistical questions may be directed to Rita McBride at (512) 475-3419; however, please note that SOAH support personnel are not authorized to provide general advice or the interpretation of regulations or policy.

SIGNED October 25, 2005.



MIKE ROGAN
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OFFICE OF ADMINISTRATIVE HEARINGS

WILLIAM P. CLEMENTS BUILDING, Jr.

300 West Fifteenth Street

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Phone (512) 475-4993

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SERVICE LIST

AGENCY: TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
(TCEQ)

STYLE/CASE: FALL CREEK UTILITY CO INC

SOAH DOCKET NUMBER: 582-05-1528

REFERRING AGENCY CASE: 2004-1201-UCR

**STATE OFFICE OF
ADMINISTRATIVE HEARINGS**

**MIKE ROGAN
ADMINISTRATIVE LAW JUDGE**

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DATE:

October 25, 2005

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REGARDING:

ORDER NO. 7 CONDITIONALLY DISMISSING
CASE

DOCKET NUMBER:

582-05-1528

FROM:

JUDGE MIKE ROGAN

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