

Control Number: 43529



Item Number: 18

Addendum StartPage: 0

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

Length of Hearing: 28.1

Date Hearing Started: 1-25-85 8:55

[illegible]

AFFIDAVIT OF NOTICE TO CUSTOMERS OF THE PUBLIC HEARING

STATE OF TEXAS

COUNTY OF

Hood

§

§

Before me, the undersigned authority, on this day personally appeared the affiant who being by me duly sworn, deposes and says:

My name is Charlotte Garret, I am over eighteen (18)  
(Name of Affiant)

years of age. I have personal knowledge of the facts stated herein, and they are all true and correct.

I am President of  
(Title of Affiant)

Fall Creek Utility Co  
(Name of Utility)

On 1/7/05, I caused to be mailed to all of the above named utility's  
(Date)

customers and affected municipalities, if any, the attached notice of public hearing. The notice was

mailed by first class mail

Charlotte Garret  
Signature of Affiant

Subscribed and sworn to before me this the 10th day of Jan,  
20 06, to certify which witness my hand and seal of office.

Rhonda Watts  
Notary Public in and for the State of Texas

(SEAL)

Rhonda Watts  
Print or type Name of Notary

My Commission Expires

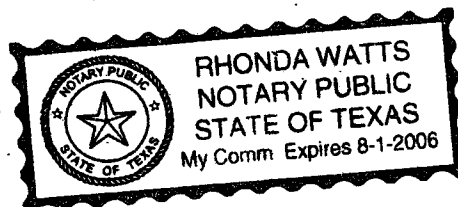
8-1-06

THE STATE OF TEXAS  
COMMISSION ON ENVIRONMENTAL QUALITY  
I hereby certify that this is a true and correct copy of a  
Texas Commission on Environmental Quality document,  
which is filed in the public records of the Commission.  
Given Under my hand and seal of office on

Rhonda Watts JAN 24 2005  
Rhonda Watts, Chief Clerk  
Texas Commission on Environmental Quality

EXHIBIT

ED - 1



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**NOTICE OF HEARING**  
**FALL CREEK UTILITY COMPANY, INC.**  
**SOAH Docket No. 582-05-1528**  
**TCEQ Docket No. 2004-1201-UCR**

THE CIVIL  
COUNT  
I hereby  
Texas Commission on Environmental Quality document,  
which is filed in the permanent records of the Commission.  
Civil under and the seal of office on

*LaDonna Castañuela* **JAN 24 2005**  
LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality

**APPLICATION.** Fall Creek Utility Company, Inc., P.O. Box 954, Granbury, Texas 76048, has applied to the Texas Commission on Environmental Quality (TCEQ) to change its water and sewer rate/tariffs effective June 30, 2004 for its service area located in Hood County, Texas (water Certificate of Convenience and Necessity (CCN) No. 12884 and sewer CCN No. 20854, Application Nos. 34585-G and 34586-G).

**CONTESTED CASE HEARING.** The State Office of Administrative Hearings (SOAH) will conduct a formal contested case hearing on this application at:

**10:00 a.m. - January 25, 2005**  
**William P. Clements Building**  
**300 West 15<sup>th</sup> Street, 4<sup>th</sup> Floor**  
**Austin, Texas 78701**

The hearing will be a legal proceeding similar to a civil trial in state district court. The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 13, Texas Water Code; TCEQ rules including 30 Texas Administrative Code (TAC) Chapter 291; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. To participate in the hearing as a party, you must attend the hearing and show you would be affected by the petition in a way not common to members of the general public.

**INFORMATION.** For information concerning the hearing process, please contact the TCEQ Office of the Public Interest Counsel (MC 103), P.O. Box 13087, Austin, TX 78711-3087. For additional information, contact the TCEQ Water Supply Division, Utilities & Districts Section (MC 153), P.O. Box 13087, Austin, TX 78711-3087, telephone 512-239-4691. General information regarding the TCEQ can be found at our web site at [www.TCEQ.state.tx.us](http://www.TCEQ.state.tx.us).

Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-3445, at least one week prior to the hearing.

Issued: December 17, 2004

A handwritten signature in black ink, appearing to read "LaDonna Castañuela".

LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality

AFFIDAVIT

STATE OF TEXAS WA

COUNTY OF Clark

I, Charlotte Garrett, being duly sworn, file this NOTICE OF PROPOSED RATE CHANGE as President (indicate relationship to Utility, that is, owner, member of partnership, title as officer of corporation, or other authorized representative of Utility); that, in such capacity, I am qualified and authorized to file and verify such NOTICE; and that all statements made and matters set forth herein are true and correct.

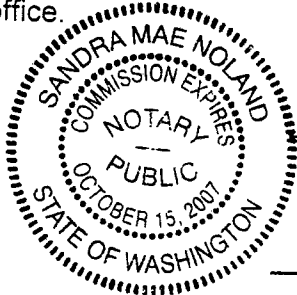
I further represent that a copy of the attached notice was provided by \_\_\_\_\_ Mail ☒ to each customer or other affected party on or about 4-5, 2004. CG 1-25-05  
(mail or hand delivery)

Charlotte Garrett

Affiant (Utility's Authorized Representative)

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

Subscribed and sworn to before me this the 15 day of April, 2004, to certify which witness my hand and seal of office.



SEAL

Sandra Mae Noland  
NOTARY PUBLIC IN AND FOR THE  
STATE OF TEXAS

Sandra Mae Noland  
PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES Oct. 15 2007

THE STATE OF TEXAS  
COUNTY OF TRAVIS

I hereby certify that this is a true and correct copy of a Texas Commission on Environmental Quality document, which is filed in the permanent records of the Commission. Given under my hand and the seal of office on

[Signature] JAN 24 2005  
Ladonna Opatowski, Chief Clerk  
Texas Commission on Environmental Quality

EXHIBIT

ED-2

CURRENT RATES

Monthly base rate including 1,000 gallons

Meter Size:

Residential

5/8" or 3/4" \$ 20.00

1" \$ 33.40

1 1/2" \$ 66.60

2" \$ 106.00

3" \$ 200.00

Other: \_\_\_\_\_ "

Gallage Charge:

\$ 3.85 for each additional 1000 gallons over the minimum

PROPOSED RATES

Monthly base rate including 0 gallons

Meter Size:

Residential

5/8" or 3/4" \$ 58.40

1" \$ 146.00

1 1/2" \$ 292.00

2" \$ 467.20

3" \$ 876.00

Other: \_\_\_\_\_ "

Gallage Charge:

\$ 5.50 for each additional 1000 gallons over the minimum

Miscellaneous Fees

Tap fee \$ 350.00

Reconnection fee \$

Non-payment (Maximum - \$25.00) \$ 25.00

Customer's request \$ None

Transfer fee \$ 50.00

Late charge \$ 5.00

Returned check charge \$ 25.00

Deposit \$ 50.00

Meter test fee \$ 25.00

Miscellaneous Fees

Tap fee \$ 700.00

Reconnection fee \$

Non-payment (Maximum - \$25.00) \$ 25.00

Customer's request \$ 50.00

Transfer fee \$ 50.00

Late charge (Indicate either \$5.00 or 10%) 10%

Returned check charge \$ 25.00

Deposit (Maximum \$50.00) \$ 50.00

Meter test fee \$ 25.00

Regulatory Assessment of 1% is added to base rate and gallage charges

THE STATE OF TEXAS  
COUNTY OF TRAVIS

I hereby certify that this is a true and correct copy of a Texas Commission on Environmental Quality document, which is filed in the permanent records of the Commission. Given under my hand and the seal of office on

*LaDonna Castaneda* JAN 24 2005  
LaDonna Castaneda, Chief Clerk  
Texas Commission on Environmental Quality

CURRENT RATESMonthly base rate including N/A gallonsMeter Size: **Flat Rate**

Residential

 $\frac{5}{8}$ " or  $\frac{3}{4}$ " \$ 30.00

1" \$

1½" \$

2" \$

3" \$

Other: \_\_\_\_\_ " \$

Gallage Charge:

\$ N/A for each additional 1000 gallons over the minimumPROPOSED RATESMonthly base rate including 0 gallons

Meter Size:

Residential

 $\frac{5}{8}$ " or  $\frac{3}{4}$ " \$ 91.17

1" \$ 227.93

1½" \$ 501.44

2" \$ 729.36

3" \$ 1,367.55

Other: \_\_\_\_\_ " \$

Gallage Charge:

\$ 5.51 for each additional 1000 gallons over the minimum

Gallage charges are determined based on average consumption for winter period which includes the following months: December, January and February

Miscellaneous Fees

Tap fee \$ 350.00

Reconnection fee \$

Non-payment  
(Maximum - \$25.00) \$ 25.00

Customer's request \$ None

Transfer fee \$ 50.00

Late charge \$ 5.00

Returned check charge \$ 25.00

Deposit \$ 50.00

Miscellaneous Fees

Tap fee \$ 700.00

Reconnection fee \$

Non-payment  
(Maximum - \$25.00) \$ 25.00

Customer's request \$ 50.00

Transfer fee \$ 50.00

Late charge (Indicate  
either \$5.00 or 10%) 10 %

Returned check charge \$ 25.00

Deposit \$ 50.00  
(Maximum \$50.00)

Regulatory Assessment of 1% is added to base rate and gallage charges

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



STATE OF TEXAS

§

COUNTY OF TRAVIS

§

THE STATE OF TEXAS  
COUNTY OF TRAVIS

I hereby certify that this is a true and correct copy of a  
Texas Commission on Environmental Quality document,  
which is filed in the permanent records of the Commission.  
Given under my hand and the seal of office on

*LaDonna Castañuela* **DEC 22 2004**  
LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality

I, LaDonna Castañuela, Chief Clerk of the Texas Commission on Environmental Quality, do hereby certify that the attached mailing list provides the persons to whom the notice of the public hearing for Fall Creek Utility Company, Inc., SOAH Docket No. 582-05-1528, TCEQ Docket No. 2004-1201-UCR, was mailed on December 17, 2004.

Given under my hand and the seal of the Texas Commission on Environmental Quality, this the 17<sup>th</sup> day of December, 2004.

*LaDonna Castañuela*  
LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality

(SEAL)

EXHIBIT

ED-3



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



THE STATE OF TEXAS  
COUNTY OF TRAVIS

I hereby certify that this is a true and correct copy of a Texas Commission on Environmental Quality document, which is filed in the permanent records of the Commission. Given under my hand and the seal of office on

**NOTICE OF HEARING**  
**FALL CREEK UTILITY COMPANY, INC.**  
**SOAH Docket No. 582-05-1528**  
**TCEQ Docket No. 2004-1201-UCR**

*LaDonna Castañuela* **DEC 22 2004**  
LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality

**APPLICATION.** Fall Creek Utility Company, Inc., P.O. Box 954, Granbury, Texas 76048, has applied to the Texas Commission on Environmental Quality (TCEQ) to change its water and sewer rate/tariffs effective June 30, 2004 for its service area located in Hood County, Texas (water Certificate of Convenience and Necessity (CCN) No. 12884 and sewer CCN No. 20854, Application Nos. 34585-G and 34586-G).

**CONTESTED CASE HEARING.** The State Office of Administrative Hearings (SOAH) will conduct a formal contested case hearing on this application at:

**10:00 a.m. - January 25, 2005**  
**William P. Clements Building**  
**300 West 15<sup>th</sup> Street, 4<sup>th</sup> Floor**  
**Austin, Texas 78701**

The hearing will be a legal proceeding similar to a civil trial in state district court. The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 13, Texas Water Code; TCEQ rules including 30 Texas Administrative Code (TAC) Chapter 291; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. To participate in the hearing as a party, you must attend the hearing and show you would be affected by the petition in a way not common to members of the general public.

**INFORMATION.** For information concerning the hearing process, please contact the TCEQ Office of the Public Interest Counsel (MC 103), P.O. Box 13087, Austin, TX 78711-3087. For additional information, contact the TCEQ Water Supply Division, Utilities & Districts Section (MC 153), P.O. Box 13087, Austin, TX 78711-3087, telephone 512-239-4691. General information regarding the TCEQ can be found at our web site at [www.TCEQ.state.tx.us](http://www.TCEQ.state.tx.us).

Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-3445, at least one week prior to the hearing.

Issued: December 17, 2004

A handwritten signature in black ink, reading "LaDonna Castañuela".

LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality

**MAILING LIST**  
**FALL CREEK UTILITY COMPANY, INC.**  
**SOAH Docket No. 582-05-1528**  
**TCEQ Docket No. 2004-1201-UCR**

Ms. Wendall Braniff, Attorney  
816 Congress Avenue, Suite 1100  
Austin, Texas 78700

*Via Certified and First Class Mail*

Natural Resources Docket Clerk  
State Office of Administrative Hearings  
P. O. Box 13025  
Austin, Texas 78711-3025

Texas Commission on Environmental Quality  
P. O. Box 13087  
Austin, Texas 78711-3087

Gabriel Soto, Staff Attorney, Environmental Law Division (MC 173)  
De'Mon Stanford, Technical Staff, Water Supply Division, Utilities & Districts Section (MC 153)  
Tammy Holgiun-Benter, Financial Staff, Water Supply Division, Utilities & Districts Section (MC 153)  
Blas Coy, Office of Public Interest Counsel (MC 103)  
Andy Saenz, Agency Communications Division, Media Relations (MC 118)  
Dell Sites, Support Services Division, Telecommunications Section (MC 217)

To...

Cc...

Subject: Docket Change

Case Name: \* FALL CREEK UTILITY  
Docket Number: \* 582-05-1528  
ALJ: \* MIKE ROGAN  
Date: \* Wed 11/02/2005

### Type of Action:

\* Mediation (MSC)/ADR Information

Asterisk denotes a required field.

### Setting Date and Time

On/To Date and Time: None None  
From Date and Time: None None  
Duration: 0 hours

Special Instructions:

### Disposition of Case/File

Date Order Signed: None  
Disposition of case file:  
Assigned to ALJ:

### Measures Reporting

Notice of Hearing: None  
Hearing on Merits: None  
Record Closed: None  
PFD/FQ/DO Issued: None  
Was this an Admin. Penalty Case?:  
Was a Fine Recommended?:  
Amount of fine (\$) : \* \$0.00

Amended PFD Issued: None  
Remand Dismissed: None  
Remand Hearing: None  
Remand Record Closed: None  
Remand PFD Issued: None  
Amended Remand PFD Issued: None  
PFD Changed by Referring Agency: None  
PFD Overturned/  
Remanded by a Court: None  
PFD Due Date: None

### Mediation (MSC) / ADR Information

Date Mediation Requested: None  
Date Mediation Granted/Ordered: None  
Date Mediation Denied: None  
Date Mediation Successful: Fri 10/21/2005  
Date Mediation Unsuccessful: None  
Date For Mediation Withdrawn: None  
Date Referred to TCEQ: None  
Date For Telephonic Mediation: None

To...

CC...

Subject: Docket Change

Case Name: fall creek utility  
Docket Number: 582-05-1528  
ALJ: mike rogan  
Date: Wed 11/02/2005

**Type of Action:**

Remand Dismissed

Asterisk denotes a required field.

**Setting Date and Time**

On/To Date and Time: None None  
From Date and Time: None None  
Duration: 0 hours

**Disposition of Case/File**

Date Order Signed: None  
Disposition of case file:  
Assigned to ALJ:

Special Instructions:

**Measures Reporting**

Notice of Hearing:	None	Amended PFD Issued:	None
Hearing on Merits:	None	Remand Dismissed: *	Tue 11/01/2005
Record Closed:	None	Remand Hearing:	None
PFD/FO/DO Issued:	None	Remand Record Closed:	None
Was this an Admin. Penalty Case?		Remand PFD Issued:	None
Was a Fine Recommended?		Amended Remand PFD Issued:	None
Amount of fine (\$) :	\$0.00	PFD Changed by Referring Agency:	None
		PFD Overturned/ Remanded by a Court:	None
		PFD Due Date:	None

**Mediation (MSC) / ADR Information**

Date Mediation Requested: None  
Date Mediation Granted/Ordered: None  
Date Mediation Denied: None  
Date Mediation Successful: None  
Date Mediation Unsuccessful: None  
Date For Mediation Withdrawn: None  
Date Referred to TCEQ: None  
Date For Telephonic Mediation: None

To...

Cc...

Subject: Docket Change

Case Name: \* FALL CREEK UTILITY  
Docket Number: \* 582-05-1528  
ALJ: \* ROGAN  
Date: \* Tue 04/12/2005

**Type of Action:**

\* Prehearing Canceled

Asterisk denotes a required field.

**Setting Date and Time**

On/To Date and Time: None None  
From Date and Time: \* Tue 08/30/2005 6:00AM  
Duration: \* 2 hours

**Disposition of Case/File**

Date Order Signed: Tue 04/12/2005 4:46 PM  
Disposition of case file: \* Assign to ALJ  
Assigned to ALJ: ROGAN

Special Instructions:

**Measures Reporting**

Notice of Hearing: None  
Hearing on Merits: None  
Record Closed: None  
PFD/FD/DO Issued: None  
Was this an Admin. Penalty Case?   
Was a Fine Recommended?   
Amount of fine (\$): \$0.00

Amended PFD Issued: None  
Remand Dismissed: None  
Remand Hearing: None  
Remand Record Closed: None  
Remand PFD Issued: None  
Amended Remand PFD Issued: None  
PFD Changed by Referring Agency: None  
PFD Overturned/  
Remanded by a Court: None  
PFD Due Date: None

**Mediation (MSC) / ADR Information**

Date Mediation Requested: None  
Date Mediation Granted/Ordered: None  
Date Mediation Denied: None  
Date Mediation Successful: None  
Date Mediation Unsuccessful: None  
Date For Mediation Withdrawn: None  
Date Referred to TCEQ: None  
Date For Telephonic Mediation: None

To...

Cc...

Subject: Docket Change

Case Name: FALL CREEK UTILITY  
Docket Number: 582-05-1528  
ALJ: ROGAN  
Date: Mon 04/11/2005

**Type of Action:**

Hearing Canceled

Asterisk denotes a required field.

**Setting Date and Time**

On/To Date and Time: Wed 09/07/2005 6:00AM  
From Date and Time: None None  
Duration: 2 days

**Disposition of Case/File**

Date Order Signed: Mon 04/11/2005 2:47 PM  
Disposition of case file: Assign to ALJ  
Assigned to ALJ: ROGAN

Special Instructions:

**Measures Reporting**

Notice of Hearing:	None	Amended PFD Issued:	None
Hearing on Merits:	None	Remand Dismissed:	None
Record Closed:	None	Remand Hearing:	None
PFD/FO/DO Issued:	None	Remand Record Closed:	None
Was this an Admin. Penalty Case?		Remand PFD Issued:	None
Was a Fine Recommended?		Amended Remand PFD Issued:	None
Amount of fine (\$):	\$0.00	PFD Changed by Referring Agency:	None
		PFD Overturned/ Remanded by a Court:	None
		PFD Due Date:	None

**Mediation (MSC) / ADR Information**

Date Mediation Requested: None  
Date Mediation Granted/Ordered: None  
Date Mediation Denied: None  
Date Mediation Successful: None  
Date Mediation Unsuccessful: None  
Date For Mediation Withdrawn: None  
Date Referred to TCEQ: None  
Date For Telephonic Mediation: None

**STATE OFFICE OF ADMINISTRATIVE HEARINGS**

**WILLIAM P. CLEMENTS BUILDING, Jr.**

**300 West Fifteenth Street**

**Austin, Texas 78701**

**Phone (512) 475-4993**

**Facsimile (512) 475-4994**

**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**

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**STATE OFFICE OF  
ADMINISTRATIVE HEARINGS**

**MIKE ROGAN  
ADMINISTRATIVE LAW JUDGE**

---

**PARTIES**

**REPRESENTATIVE / ADDRESS**

TCEQ PUBLIC INTEREST COUNCIL

CHRISTINA MANN  
STAFF ATTORNEY  
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
OFFICE OF PUBLIC INTEREST COUNSEL  
P.O. BOX 13087 MC-103  
AUSTIN, TX 78711-3087  
(512) 239-4014 (PH)  
(512) 239-6377 (FAX)

TCEQ EXECUTIVE DIRECTOR

DAWN BURTON  
STAFF ATTORNEY  
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
ENVIRONMENTAL LAW DIVISION  
P.O. BOX 13087 MC-173  
AUSTIN, TX 78711-3087  
(512) 239-0946 (PH)  
(512) 239-0606 (FAX)

PARTIES OPPOSING APPLICATION

KEITH BRADLEY  
ATTORNEY  
13 E. HENDERSON ST.  
CLEBURNE, TX 76031  
(817) 645-3993 (PH)  
(817) 645-3995 (FAX)

**PARTIES**

FALL CREEK UTILITY COMPANY

**REPRESENTATIVE / ADDRESS**

WENDALL CORRIGAN BRANIFF

ATTORNEY

10625 LEGENDS LANE

AUSTIN, TX 78747

(512) 924-2216 (PH)

(512) 291-1006 (FAX)

---

xc: Docket Clerk, Office of the Chief Clerk, TCEQ, Fax No. (512) 239-3311



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

<b>APPLICATIONS OF FALL CREEK UTILITY COMPANY, INC., TO RAISE WATER AND SEWER UTILITY RATES IN HOOD COUNTY, TEXAS</b>	§ § § § §	<b>BEFORE THE STATE OFFICE  OF  ADMINISTRATIVE HEARINGS</b>
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**ORDER NO. 6  
REQUEST FOR STATUS REPORT FROM EXECUTIVE DIRECTOR**

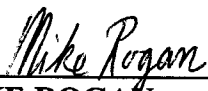
On October 17, 2005, counsel who represented the Applicant (Fall Creek Utility Co., Inc.) at the beginning of the captioned action submitted to the Administrative Law Judge ("ALJ") a status report, which indicated that the corporation embodying the Applicant has been wholly acquired by the Lake Granbury RV Ranch Homeowners Association – one of the parties designated as opposing the application in this proceeding.

If the Applicant, in fact, has been acquired by one of the protesting parties, the ALJ questions whether a real controversy still exists with respect to the application. Accordingly, the ALJ requests the Executive Director to submit a report by **October 25, 2005**, explaining why this proceeding should not be dismissed from the docket of the State Office of Administrative Hearings.

**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 17, 2005.**

  
\_\_\_\_\_  
**MIKE ROGAN  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS**

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

<b>APPLICATIONS OF FALL CREEK UTILITY COMPANY, INC., TO RAISE WATER AND SEWER UTILITY RATES IN HOOD COUNTY, TEXAS</b>	§ § § § §	<b>BEFORE THE STATE OFFICE  OF  ADMINISTRATIVE HEARINGS</b>
---	-----------------------	---

**ORDER NO. 3  
ABATING PROCEDURAL SCHEDULE**

On April 8, 2005, the State Office of Administrative Hearings received a Joint Motion for Abatement in the captioned matter from the Applicant, Fall Creek Utility Company, Inc., and the Lake Granbury RV Ranch Property Owners Association ("POA"), Protestant in the proceeding. The motion sought a 90-day abatement of this matter in order to conclude settlement negotiations. The parties report that they have reached a settlement of their dispute, contingent upon TCEQ approval of the POA's purchase of Fall Creek's stock.

Based upon the parties' representations, the ALJ concludes that the motion should be GRANTED. Accordingly, the previously adopted procedural schedule in this matter is hereby abated through July 8, 2005. By that date, the Applicant is directed to submit to the ALJ a brief written status report on circumstances relating to the case. If final settlement of the matter does not then appear likely, the report should include a proposed procedural schedule, developed in consultation with other parties and leading to a reasonably expeditious resetting of an evidentiary hearing. Alternatively, the report may include a properly supported request for further abatement or continuance. Other parties may also submit such reports by July 8, if desired.

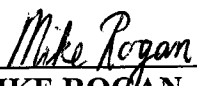
In the event that the parties reach a final settlement, any motion to remand the matter to the Executive Director for disposition as an uncontested matter should include a confirmation that all

parties to the proceeding (including TCEQ's Public Interest Counsel) are amenable to such remand.

### PROCEDURAL QUESTIONS

Routine procedural and logistical questions may be directed to Brenda Bishop at (512) 463-5766; however, please note that SOAH support personnel are not authorized to provide general advice or the interpretation of regulations or policy.

**SIGNED April 11, 2005.**

  
\_\_\_\_\_  
**MIKE ROGAN**  
**ADMINISTRATIVE LAW JUDGE**  
**STATE OFFICE OF ADMINISTRATIVE HEARINGS**

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

<b>APPLICATIONS OF FALL CREEK</b>	<b>§</b>	<b>BEFORE THE STATE OFFICE</b>
<b>UTILITY COMPANY, INC., TO RAISE</b>	<b>§</b>	
<b>WATER AND SEWER UTILITY RATES</b>	<b>§</b>	<b>OF</b>
<b>IN HOOD COUNTY, TEXAS</b>	<b>§</b>	
	<b>§</b>	<b>ADMINISTRATIVE HEARINGS</b>

**ORDER NO. 2  
REITERATING REQUEST FOR STATUS REPORT**

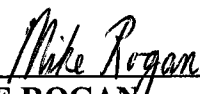
In Order No. 1, Petitioner was directed to submit a brief written status report concerning mediation and any other relevant matters by April 1, 2005. As of the date of this order, the Administrative Law Judge ("ALJ") has not received that report.

Accordingly, the ALJ requests that Petitioner submit the overdue status report as soon as practicable.

**PROCEDURAL QUESTIONS**

Routine procedural and logistical questions may be directed to Brenda Bishop at (512) 463-5766; however, please note that SOAH support personnel are not authorized to provide general advice or the interpretation of regulations or policy.

**SIGNED April 6, 2005.**

  
\_\_\_\_\_  
**MIKE ROGAN**  
**ADMINISTRATIVE LAW JUDGE**  
**STATE OFFICE OF ADMINISTRATIVE HEARINGS**

To...

Cc...

Subject: Docket Change

Case Name: \* Fall Creek Utility

Docket Number: \* 582-05-1528

ALJ: \* M. Rogan

Date: \* Thu 01/27/2005

### Type of Action:

\* Prehearing Set

Asterisk denotes a required field.

### Setting Date and Time

On/To Date and Time: \* Tue 08/30/2005 10:00AM

From Date and Time: None None

Duration: \* 2 hours

### Disposition of Case/File

Date Order Signed: Thu 01/27/2005 3:05 PM

Disposition of case file: \* Assign to ALJ

Assigned to ALJ:

### Special Instructions:

The prehearing conference will be held telephonically.

### Measures Reporting

Notice of Hearing: None

Hearing on Merits: None

Record Closed: None

PFD/FQ/DO Issued: None

Was this an  
Admin. Penalty Case?

Was a Fine Recommended?

Amount of fine (\$) \$0.00

Amended PFD Issued: None

Remand Dismissed: None

Remand Hearing: None

Remand Record Closed: None

Remand PFD Issued: None

Amended Remand PFD Issued: None

PFD Changed by Referring Agency: None

PFD Overturned/  
Remanded by a Court: None

PFD Due Date: None

### Mediation (MSC) / ADR Information

Date Mediation Requested: None

Date Mediation Granted\Ordered: None

Date Mediation Denied: None

Date Mediation Successful: None

Date Mediation Unsuccessful: None

Date For Mediation Withdrawn: None

Date Referred to TCEQ: None

Date For Telephonic Mediation: None

To...

Cc...

Subject: Docket Change

Case Name: \* Fall Creek Utility Company

Docket Number: \* 582-05-1528

ALJ: \* M. Rogan

Date: \* Thu 01/27/2005

### Type of Action:

\* Mediation (MSC)/ADR Information

Asterisk denotes a required field.

### Setting Date and Time

On/To Date and Time: None None

From Date and Time: None None

Duration: 0 hours

### Disposition of Case/File

Date Order Signed: None

Disposition of case file:

Assigned to ALJ:

Special Instructions:

### Measures Reporting

Notice of Hearing: None

Hearing on Merits: None

Record Closed: None

PFD/FO/DO Issued: None

Was this an Admin. Penalty Case?

Was a Fine Recommended?

Amount of fine (\$): \$0.00

Amended PFD Issued: None

Remand Dismissed: None

Remand Hearing: None

Remand Record Closed: None

Remand PFD Issued: None

Amended Remand PFD Issued: None

PFD Changed by Referring Agency: None

PFD Overturned/  
Remanded by a Court: None

PFD Due Date

None

### Mediation (MSC) / ADR Information

Date Mediation Requested: Tue 01/25/2005

Date Mediation Granted/Ordered: Thu 01/27/2005

Date Mediation Denied: None

Date Mediation Successful: None

Date Mediation Unsuccessful: None

Date For Mediation Withdrawn: None

Date Referred to TCEQ: None

Date For Telephonic Mediation: None

To...

Cc...

Subject: Docket Change

Case Name: \* Fall Creek Utility

Docket Number: \* 582-05-1528

ALJ: \* M. Rogan

Date: \* Thu 01/27/2005

### Type of Action:

\* Hearing Set

Asterisk denotes a required field.

### Setting Date and Time

On/To Date and Time: \* Wed 09/07/2005 9:00AM

From Date and Time: None None

Duration: \* 2 days

### Disposition of Case/File

Date Order Signed: Thu 01/27/2005 3:07 PM

Disposition of case file: \* Assign to ALJ

Assigned to ALJ:

Special Instructions:

### Measures Reporting

Notice of Hearing: None

Hearing on Merits: None

Record Closed: None

PFD/FQ/DO Issued: None

Was this an Admin. Penalty Case?

Was a Fine Recommended?

Amount of fine (\$) : \$0.00

Amended PFD Issued: None

Remand Dismissed: None

Remand Hearing: None

Remand Record Closed: None

Remand PFD Issued: None

Amended Remand PFD Issued: None

PFD Changed by Referring Agency: None

PFD Overturned/  
Remanded by a Court: None

PFD Due Date: None

### Mediation (MSC) / ADR Information

Date Mediation Requested: None

Date Mediation Granted/Ordered: None

Date Mediation Denied: None

Date Mediation Successful: None

Date Mediation Unsuccessful: None

Date For Mediation Withdrawn: None

Date Referred to TCEQ: None

Date For Telephonic Mediation: None

(Revised - 03/25/04)	FOR SOAH USE ONLY	(req trm)
Date complete request received by SOAH:	Proceeding date set by SOAH: <u>1/25/05 10AM</u>	SOAH Docket Number & type of case: <u>8205 1528</u>

**REQUEST TO DOCKET CASE (Please type or print)****PLEASE CHECK ACTION(S) REQUESTED:**

☒ SETTING OF HEARING ☐ ASSIGNMENT OF ALJ \* ☐ ALTERNATIVE DISPUTE RESOLUTION (ADR)\*

REFERRING AGENCY NAME. TCEQ AGENCY NO. \_\_\_\_\_ FILE/CASE NO. 2004-1201-UCR

NAME/STYLE OF THE CASE. FALL CREEK UTILITY

DATE APPLICATION FILED AT AGENCY: \_\_\_\_\_ DOCKET NO SUFFIX, if applicable UCR

PROCEEDING DATE(S) REQUESTED (Include range of dates if possible) JANUARY 25 2005

EXPECTED NUMBER OF HOURS (if less than a day) OR DAYS NEEDED FOR PROCEEDING: \_\_\_\_\_ HOURS 1 DAYS

☐ ADMIN. FINE ☐ GRIEVANCE ☐ ENFORCEMENT ☐ CONTRACT CLAIM (Gov't Code 2260) ☐ OTHER \_\_\_\_\_

SPECIAL NEEDS OR ACCOMMODATIONS. HEARING IN AUSTIN, SEATING FOR 18 PEOPLE

IF ADR REQUESTED PLEASE DESCRIBE PROCESS NEEDED \_\_\_\_\_

☐ PREHEARING CONFERENCE REQUESTED

☐ CASE FILE and/or ☐ HEARING IS CONFIDENTIAL (Specify applicable statute) \_\_\_\_\_

NAME OF INDIVIDUAL SENDING REQUEST FORM: MELANIE MOHAIR PHONE NO. 239-2578 FAX NO: 239-3311

**PARTIES AND REPRESENTATIVES**

PARTY REPRESENTED BY: <input type="checkbox"/> SELF <input checked="" type="checkbox"/> ATTORNEY <input type="checkbox"/> OTHER, if so, relationship _____ REPRESENTATIVE'S NAME: <u>GABRIEL SOTO</u> _____ PARTY'S NAME: _____ ADDRESS: _____ _____ PHONE No. <u>512-239-3668</u> (Direct Phone Number Please) FAX No: _____	PARTY REPRESENTED BY: <input type="checkbox"/> SELF <input type="checkbox"/> ATTORNEY <input type="checkbox"/> OTHER, if so, relationship _____ REPRESENTATIVE'S NAME: _____ PARTY'S NAME: _____ ADDRESS: _____ _____ PHONE No: _____ (Direct Phone Number Please) FAX No: _____
--	--

**PLEASE LIST ADDITIONAL PARTIES AND/OR REPRESENTATIVES ON EXTRA FORM PROVIDED.**

SEND TO

STATE OFFICE OF ADMINISTRATIVE HEARINGS  
 ATTN: Deputy Clerk  
 William P. Clements Building  
 300 West 15th Street, Suite 504  
 Austin Texas 78701

OR

Post Office Box 13025  
 Austin, Texas 78711-3025  
 Docket Phone No. (512) 475-3445  
 Fax No (512) 475-4884

**PLEASE FORWARD A COPY OF THE APPLICATION, APPEAL, OR COMPLAINT WITH THIS REQUEST FORM, AS WELL AS ANY OTHER PLEADING FILED IN THE CASE TO DATE IF REQUESTING ASSIGNMENT OF ALJ or ALTERNATIVE DISPUTE RESOLUTION (ADR). A COPY OF THE NOTICE OF PROCEEDING MUST BE FORWARDED TO SOAH AT THE SAME TIME IT IS MAILED TO THE PARTIES.**



**STATE OFFICE OF ADMINISTRATIVE HEARINGS  
300 WEST 15TH STREET, STE. 502  
AUSTIN, TEXAS 78701  
(512) 475-4993  
FAX (512) 475-4994  
DOCKET (512) 475-3445**

**CONFIRMATION OF REQUEST TO DOCKET CASE**

TO: MELANIE MOHAIR VIA FACSIMILE 239-3311  
TX COMM ON ENVIRONMENTAL QUALITY

FROM: HOLLY MOMMAERTS  
DEPUTY CLERK

DATE: October 26, 2004

RE: SETTINGS OF HEARING(S)

At your request, the following hearing(s) have been set:

<u>Docket Number</u>	<u>Case</u>	<u>Date</u>	<u>Time</u>	<u>Hearing Location</u>
582-05-1527 2003-0849-PST-E	Jinnah Enterprise	12/02/04	10:00 am	<u>William P. Clements Bldg</u> <u>300 West 15<sup>th</sup> Street</u> <u>4<sup>th</sup> Floor</u> <u>Austin TX 78701</u>
582-05-1528 2004-1201-UCR	Fall Creek Util	01/25/05	10:00 am	<u>same as above</u>
582-05-1529 2004-0241-PST-E	JNS & Samir Corp	01/27/05	10:00 am	<u>same as above</u>

Administrative law judge(s) will be assigned at a later date.

All parties will be notified in the event of a change of location of the hearing.

Please remember that you are responsible for providing the court reporter or equipment to record the hearing, as required by your agency.

If you have any questions regarding any of the information stated herein, please call.

\*\*\*\*\*  
\*\*\* TX REPORT \*\*\*  
\*\*\*\*\*

TRANSMISSION OK

TX/RX NO 1506  
RECIPIENT ADDRESS 9 2393311  
DESTINATION ID TCEQ  
ST. TIME 10/26 15:34  
TIME USE 00'15  
PAGES SENT 1  
RESULT OK

**STATE OFFICE OF ADMINISTRATIVE HEARINGS  
300 WEST 15TH STREET, STE. 502  
AUSTIN, TEXAS 78701  
(512) 475-4993  
FAX (512) 475-4994  
DOCKET (512) 475-3445**

**CONFIRMATION OF REQUEST TO DOCKET CASE**

TO: MELANIE MOHAIR VIA FACSIMILE 239-3311  
TX COMM ON ENVIRONMENTAL QUALITY

FROM: HOLLY MOMMAERTS  
DEPUTY CLERK

DATE: October 26, 2004

RE: SETTINGS OF HEARING(S)

At your request, the following hearing(s) have been set:

<u>Docket Number</u>	<u>Case</u>	<u>Date</u>	<u>Time</u>	<u>Hearing Location</u>
582-05-1527 2003-0849-PST-E	Jinnah Enterprise	12/02/04	10:00 am	<u>William P. Clements Bldg</u> <u>300 West 15<sup>th</sup> Street</u> <u>4<sup>th</sup> Floor</u> <u>Austin TX 78701</u>
582-05-1528 2004-1201-UCR	Fall Creek Util	01/25/05	10:00 am	<u>same as above</u>
582-05-1529 2004-0241-PST-E	JNS & Samir Corp	01/27/05	10:00 am	<u>same as above</u>

Administrative law judge(s) will be assigned at a later date.

All parties will be notified in the event of a change of location of the hearing



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
PUBLIC HEARING REGISTRATION  
ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE  
PLEASE PRINT CLEARLY

Date: 1/25/05Name: Wendall Corrigan BraniffOccupation: AttorneyMailing Address: 10625 Legends Lane  
Street or P.O. BoxAustin TX  
City78747  
ZipDaytime Phone: (512) 924-2216 Fax #: (512) 291-1006E-Mail address (if available): wbraniff@austin.rr.comRepresenting: ☐ Self ☒ Other (specify): Fall Creek Utility Co.Title of matter being considered: Fall Creek Rate Application

SOAH Docket No. (if known): \_\_\_\_\_

Your position regarding the matter being considered: ☒ In Favor ☐ Opposed ☐ Undecided ☐ Observer

## STATE OFFICE OF ADMINISTRATIVE HEARINGS

## PUBLIC HEARING REGISTRATION

ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE

PLEASE PRINT CLEARLY

Date:

1/25/05

Name:

Christina Mann

Occupation:

attorney

Mailing Address:

PO Box 13097 Austin Tx

78701

Street or P.O. Box

City

State

Zip

MC103

Daytime Phone:

(512) 239 6363

Fax #:

(512) 239-

E-Mail address (if available):

cmann@tcag.state.tx.us

Representing:

☐ Self☒ Other (specify):

OPIC

Title of matter being considered:

582-05-1528

SOAH Docket No. (if known):

Your position regarding the matter being considered:

☐ In Favor☐ Opposed☒ Indecided☐ Observer



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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Date: JAN 25, 2005

Name: GABRIEL SOTO

Occupation: STAFF ATTORNEY

Mailing Address: MC-173, P.O. Box 13087  
Street or P.O. Box

AUSTIN  
City

TX  
State

78711 - 3087  
Zip

Daytime Phone: (512) 239 - 3668

Fax #: (512) 239 - 0606

E-Mail address (if available): \_\_\_\_\_

Representing: ☐ Self ☒ Other (specify): TCED

Title of matter being considered: FALL CREEK UTILITY, INC.

SOAH Docket No. (if known): 582-051528

Your position regarding the matter being considered: ☐ In Favor ☐ Opposed ☒ Undecided ☐ Observer



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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Lake Grobner Rep 4  
RV Ranch POA



Date: 25 Jan 05

Name: Keith Bradley

Occupation: AHJ

Mailing Address: 13 E Henderson St  
Street or P.O. Box

Cleburne Tx 76031  
City State Zip

Daytime Phone: (817) 645 3993 Fax #: (817) 645 3995

E-Mail address (if available): Keith@bradleyandcain

Representing: ☐ Self ☒ Other (specify): Fall Creek customers

Title of matter being considered: Fall Creek Utility Rate Hearing

SOAH Docket No. (if known): \_\_\_\_\_

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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Rotgryn  
Bd of 70  
rev.

Date: 1-25-05

Name: Beaty, Richard

Occupation: Retired

Mailing Address: 7109 BACK Forty Ct  
Street or P.O. Box

Granbury  
City

Tx  
State

76049  
Zip

Daytime Phone: (817) 326-6453

Fax #: ( ) NA

E-Mail address (if available): rbeaty@escapes.com

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Fall Creek Utility

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

Rate.



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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Date: 1/25/05

Name: Don Clair

Occupation: retired

Mailing Address: 6716 M<sup>c</sup>Coy Dr.  
Street or P.O. Box

Ft. Worth Tx 76148  
City State Zip

Daytime Phone: ( 817 ) 498-4616 Fax #: ( )

E-Mail address (if available): donaldclair@swbell.net

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Fall Creek Utility - water & sewer rates

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer



*Retigues*



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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Name: Don Deeds Date: 25 Jan 05

Occupation: U.S. Army

Mailing Address: P.O. Box 1574  
Street or P.O. Box

SAN MARCOS TX 78667  
City State Zip

Daytime Phone: (512) 245-3232 Fax #: ( )

E-Mail address (if available): RD18@TXSTATE.EDU

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: PROTEST WATER INCREASE

SOAH Docket No. (if known): 582-05-1528

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

*Adams*



**STATE OFFICE OF ADMINISTRATIVE HEARINGS**  
**PUBLIC HEARING REGISTRATION**  
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Date: 1/25/05

Name: GENE FLOYD

Occupation: SALES MGR.

Mailing Address: 7001 GARRETT RANCH RD. #97  
Street or P.O. Box

GRANBURY TX 76049  
City State Zip

Daytime Phone: (817) 946-7255 Fax #: ( )

E-Mail address (if available): GENEFLOYD@HOTMAIL.COM

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: FALL CREEK UTILITY & WATER RATES

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

*Return*



**STATE OFFICE OF ADMINISTRATIVE HEARINGS**  
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Date: JAN 25, 2005

Name: PATRICK GREEN

Occupation: MAINT. PLANNER

Mailing Address: 7001 GARRETT RANCH RD #72  
Street or P.O. Box

GRANBURY  
City

TX  
State

76049  
Zip

Daytime Phone: (817) 559 2425 Fax #: ( )

E-Mail address (if available):

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: TEXAS WATER CODE

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

*Katym*



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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Date: 1-25-05

Name: Naneth Suen

Occupation: retired

Mailing Address: 7001 Garrett Ranch Rd. #72  
Street or P.O. Box

Sanbury Tx 76049  
City State Zip

Daytime Phone: (817) 559-2425 Fax #: ( )

E-Mail address (if available):

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Texas water Code

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☐ Opposed ☐ Undecided ☐ Observer

*Rate*



**STATE OFFICE OF ADMINISTRATIVE HEARINGS**  
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Date: 1-25-05

Name: Ronald Griffin

Occupation: Tooling

Mailing Address: 7131 BACK FORTY CT.  
Street or P.O. Box

Granbury TX. 76049  
City State Zip

Daytime Phone: (817) 326-2603 Fax #: ( )

E-Mail address (if available):

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: FALL CREEK UTILITY WATER ISUER Com.

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

*Rostepayn*



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
PUBLIC HEARING REGISTRATION  
ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE  
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Date: 1-25-05

Name: Charles Huey

Occupation: Retired

Mailing Address: 7001 Garrett Ranch Rd, #84  
Street or P.O. Box

Granbury TX 76049  
City State Zip

Daytime Phone: (817) 326-1232 Fax #: ( )

E-Mail address (if available): hueyhome@sprynet.com a11te1.net

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Water Rate Protest

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
PUBLIC HEARING REGISTRATION  
ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE  
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Date: 1-25-05

Name: Deloris Jean Lewis

Occupation: Housewife

Mailing Address: P.O. Box 571  
Street or P.O. Box

GRANBURY TX 76048  
City State Zip

Daytime Phone: (817) 326-8214 Fax #: ( )

E-Mail address (if available):

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: FALL CREEK utility

SOAH Docket No. (if known): 582-05-

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE  
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Date: 1-25-08

Name: MARION D-Lewis

Occupation: \_\_\_\_\_

Mailing Address: P.O. Box 571

Street or P.O. Box

Granbury  
City

TX  
State

76048  
Zip

Daytime Phone: ( 817 ) 326-8214

Fax #: ( ) \_\_\_\_\_

E-Mail address (if available): \_\_\_\_\_

Representing: ☒ Self ☐ Other (specify): \_\_\_\_\_

Title of matter being considered: Fall Creek util.

SOAH Docket No. (if known): \_\_\_\_\_

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer



*Antony*



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE  
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Date: Jan 25, 05

Name: Charlene MARINSIK

Occupation: Retired

Mailing Address: 7001 GARRETT RANCH RD #69  
Street or P.O. Box

GROENBURG TX 76049  
City State Zip

Daytime Phone: (817) 326-8368

Fax #: ( )

E-Mail address (if available):

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Fall Creek UTILITY

SOAH Docket No. (if known): # 582-05-1528

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

*Intepaper*



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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Date: 1/25/05

Name: LYLE E. MARTINE

Occupation: RETIRED

Mailing Address: 7001 GARRETT RANCH RD #64  
Street or P.O. Box

GRANBURY  
City

TX  
State

76049  
Zip

Daytime Phone: (817) 319-4627

Fax #: ( )

E-Mail address (if available): JAYCE MARTINE @ EBC GLOBAL.NET

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: FAN CREEK UTILITY

SOAH Docket No. (if known): 582051528

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

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STATE OFFICE OF ADMINISTRATIVE HEARINGS  
PUBLIC HEARING REGISTRATION  
ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE  
PLEASE PRINT CLEARLY



Date: 1-25-05

Name: Janice Martinie

Occupation: Retired

Mailing Address: 7001 Garrett Ranch Rd. #64  
Street or P.O. Box

Granbury Tx 76049  
City State Zip

Daytime Phone: (817) 319-4627 Fax #: ( )

E-Mail address (if available): Janice Martinie@sbcglobal.net

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Fall Creek Utility Rate

SOAH Docket No. (if known): 582051528

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

## STATE OFFICE OF ADMINISTRATIVE HEARINGS

## PUBLIC HEARING REGISTRATION

ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE

PLEASE PRINT CLEARLY

Rafael

Date: 1/25/05

Name: MICHAEL PATE Occupation: VP/GENERAL MGR

Mailing Address: 700 GARRETT LANE RD H7 GRANBURY TX 76049  
Street or P.O. Box City State Zip

Daytime Phone: (817) 759 4414 Fax #: (817) 759 4459

E-Mail address (if available): islandfolk@atttel.net.

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered:

SOAH Docket No. (if known): 582-05-1528

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

*Ratzenberg*



STATE OFFICE OF ADMINISTRATIVE HEARINGS  
PUBLIC HEARING REGISTRATION  
ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE  
PLEASE PRINT CLEARLY



Date: 1/25/05

Name: Deborah C. Pote

Occupation: Retired

Mailing Address: 7001 Garrett Road Room #76

Street or P.O. Box

Granbury TX 76049  
City State Zip

Daytime Phone: (817) 326 1432 Fax #: ( )

E-Mail address (if available): ISLANDFOLK @ alltel.net

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Fall Creek Utility Rate

SOAH Docket No. (if known): 582 05 1528

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

*File*



**STATE OFFICE OF ADMINISTRATIVE HEARINGS**  
**PUBLIC HEARING REGISTRATION**  
*ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE*  
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Name: Don Sigo Date: Jan 25, 2005

Occupation: Retired

Mailing Address: 7001 GARRETT LAVER RD. #94  
Street or P.O. Box

Grahambury TX 76049  
City State Zip

Daytime Phone: (817) 223-3252 Fax #: ( )

E-Mail address (if available): nojis@earthlink.net

Representing: ☒ Self ☐ Other (specify): \_\_\_\_\_

Title of matter being considered: Fall Creek Utility water & sewer rates

SOAH Docket No. (if known): \_\_\_\_\_

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

STATE OFFICE OF ADMINISTRATIVE HEARINGS  
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*Registration*

Date: 1-25-05

Name: James W Smith Occupation: Retired

Mailing Address: 7135 Back Forty Ct Granbury TX 76049  
Street or P.O. Box City State Zip

Daytime Phone: (817) 910-9366 Fax #: ( )

E-Mail address (if available):

Representing: ☐ Self ☐ Other (specify): Lake Granbury RV Ranch POA (Member)

Title of matter being considered:

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☐ Opposed ☐ Undecided ☐ Observer

*Return*



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Date: 1-25-05

Name: Frances Smith

Occupation: Retired

Mailing Address: 7135 Back Forty Ct  
Street or P.O. Box

Groesburg TX 76049  
City State Zip

Daytime Phone: (817) 910-9366 Fax #: ( )

E-Mail address (if available):

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Lexus Water Code

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer



Rtspaper



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Date: JAN 25-05

Name: CLYDE STOKES

Occupation: RETIRED

Mailing Address: 7001 - GARRET KRNCK YRP<sup>th</sup> 37  
Street or P.O. Box

CHAMBUCK TX 76049  
City State Zip

Daytime Phone: ( ) \_\_\_\_\_ Fax #: ( ) \_\_\_\_\_

E-Mail address (if available): \_\_\_\_\_

Representing: ☒ Self ☐ Other (specify): \_\_\_\_\_

Title of matter being considered: FALL CREEK UTILITIES

SOAH Docket No. (if known): \_\_\_\_\_

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer

*Notepaper*



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**PUBLIC HEARING REGISTRATION**  
**ALL PERSONS IN ATTENDANCE ARE REQUESTED TO COMPLETE**  
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Date: 1-25-05

Name: Gloria J Stokes

Occupation: Teacher

Mailing Address: 7001 Garrett Ranch Rd #37  
Street or P.O. Box

Granbury TX 76049  
City State Zip

Daytime Phone: (817) 326-4972 Fax #: ( )

E-Mail address (if available):

Representing: ☒ Self ☐ Other (specify):

Title of matter being considered: Fall Creek Utilities

SOAH Docket No. (if known):

Your position regarding the matter being considered: ☐ In Favor ☒ Opposed ☐ Undecided ☐ Observer