



Control Number: 43535



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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.

43535

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DATE: July 20, 2004

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PAGES: 6 HARD COPY FOLLOWS: X yes no

Re: **Verandah Communities and Parker Creek Estates' Joint Motion to Sever and Remand; SOAH Docket Nos. 582-04-0253, 582-04-1268, and 582-04-2730; TCEQ Docket Nos. 2003-0737-UCR, 2003-0738-UCR, 2003-1289-UCR, and 2003-1491-UCR**

SENDER: Mark Zeppa

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Director of the TCEQ for administrative processing and approval pursuant to 30 TAC §50.137.

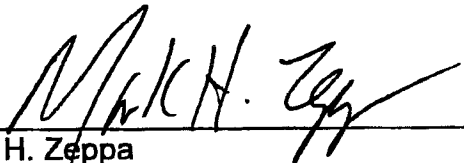
All prior protests to the CCN applications of Movants have been withdrawn after Movants entered into a comprehensive regional settlement agreement with the City of Royse City and the North Texas Municipal Water District under which Royse City would provide North Texas regional utility services to Movants on a wholesale basis in Movants' respective proposed retail CCN service areas. In turn, Movants withdrew their protests to the Royse City-Fate-North Texas wastewater treatment plant and dropped all ongoing litigation against these other parties. Protestant Dean Gandy withdrew his protests. Movants dropped all TCEQ protests against Royse City and Fate and the cities have reciprocated.

To Movants knowledge, the only unresolved dispute in these dockets involves Fate and Blackland Water Supply Corporation. Movants have no dog in that fight at this time.

The undersigned has discussed this motion with Staff Attorney Geoffrey Kirshbaum who advises that Executive Director has no objection to its approval so that these CCN may be processed and these dockets disposed of in a timely manner now that the affected parties have resolved their conflicts.

WHEREFORE PREMISES CONSIDERED, Movants request that the CCN applications of Verandah Communities, LP and Parker Creek Estates, LP [Applications Nos. 34267-C, 34297-C and 34301-C] be severed from the Royse City and Fate dockets and remanded to the Executive Director for administrative processing and approval.

Respectfully submitted,

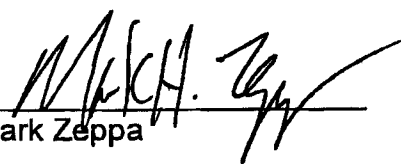


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CREEK ESTATES, LP

CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of July, 2004, a true and correct copy of the foregoing pleading were sent by first class mail, hand delivery and/or facsimile to all persons on the attached mailing list.


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