



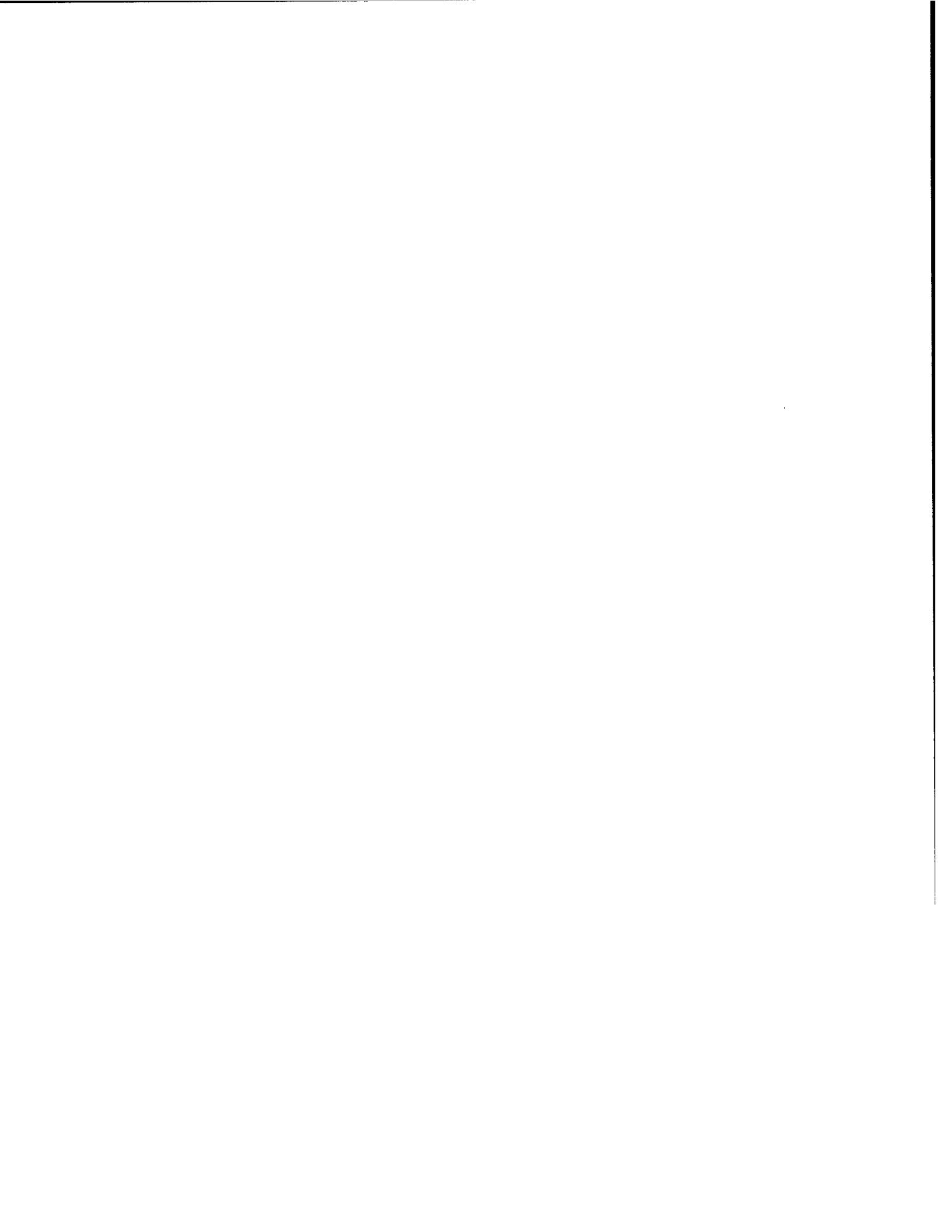
Control Number: 43535



Item Number: 7

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.



Kathleen Hartnett White, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Larry R. Soward, *Commissioner*
Margaret Hoffman, *Executive Director*



43535

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 9, 2004

RECEIVED
2014 OCT 13 PM 2:08
PUBLIC UTILITY COMMISSION
FILING CLERK

2004 FEB -9 PM 2:05
CHIEF CLERKS OFFICE
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Ms. LaDonna Castañuela, Chief Clerk
TCEQ Office of the Chief Clerk
MC-105, P.O. Box 13087
Austin, Texas 78711-3087

Re: Rule 11 Agreement; Applications of City of Royse City to Amend Water Certificate of Convenience and Necessity ("CCN") No. 12827 and Obtain a Sewer CCN in Rockwall and Hunt Counties, Texas; Consolidated Docket, SOAH Docket Nos. 582-04-0253 and 582-04-1268; TCEQ Docket Nos. 2003-0737-UCR, 2003-0738-UCR, and 2003-1289-UCR.

Dear Ms. Castañuela:

Please find enclosed for filing in the above-referenced matter the February 6, 2004 Rule 11 Agreement between City of Royse City and the Executive Director of the Texas Commission on Environmental Quality. Please return two filed stamped copies.

If you have any questions, please do not hesitate to contact me at (512) 239-6257. Thank you.

Sincerely,

Geoffrey P. Kirshbaum
Staff Attorney
Environmental Law Division

Enclosures

MAILING LIST

**City of Royse City, Verandah Communities, L.P., and Parker Creek Estates, L.P.
SOAH Docket Nos. 582-04-0253 and 582-04-1268
TCEQ Docket Nos. 2003-0738-UCR and 2003-1289-UCR**

The Honorable Craig R. Bennett
Administrative Law Judge
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025
Tel.: (512) 475-4993
Fax: (512) 475-4994

Kerry E. Russell
Angela K. Moorman
Russell, Moorman & Rodriguez, L.L.P.
Texas Heritage Plaza
102 West Morrow Street, Suite 103
Georgetown, Texas 78626
Tel.: (512) 930-1317
Fax: (512) 864-7744

Representing: City of Royse City

Mark H. Zeppa
Law Office of Mark H. Zeppa, P.C.
4833 Spicewood Springs, Road, Suite 202
Austin, Texas 78759-8436
Tel.: (512) 346-4011
Fax: (512) 346-6847

Representing: Verandah Communities, L.P.,
Verandah Freshwater Supply District, and
Parker Creek Estates, L.P.

Skip Newsom
Fisher & Newsom, P.C.
3724 Jefferson Street, Suite 210
Austin, Texas 78731-6222
Tel.: (512) 477-4121
Fax: (512) 477-2860

Representing: City of Fate

David J. Klein
Potts & Reilly, L.L.P.
401 West 15th Street, Suite 850
Austin, Texas 78701
Tel.: (512) 469-7474
Fax: (512) 469-7480

Representing: Honorable Dean M. Gandy

MAILING LIST

City of Royse City, Verandah Communities, L.P., and Parker Creek Estates, L.P.

SOAH Docket Nos. 582-04-0253 and 582-04-1268

TCEQ Docket Nos. 2003-0738-UCR and 2003-1289-UCR

Page 2

Geoffrey P. Kirshbaum, Staff Attorney
James D. Parker, Staff Attorney
TCEQ Environmental Law Division
MC-173, P.O. Box 13087
Austin, Texas 78711-3087
Tel.: (512) 239-6257
Fax: (512) 239-0606

Representing: the Executive Director of the
Texas Commission on Environmental
Quality

Blas J. Coy, Jr., Public Interest Counsel
TCEQ Office of the Public Interest Counsel
MC-103, P.O. Box 13087
Austin, Texas 78711-3087
Tel.: (512) 239-6361
Fax: (512) 239-6377

Representing: the Public Interest Counsel of the
Texas Commission on Environmental
Quality

TCEQ Docket Clerk
MC-105, P.O. Box 13087
Austin, Texas 78711-3087
Tel.: (512) 239-3300
Fax: (512) 239-3311

Kathleen Hartnett White, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Larry R. Soward, *Commissioner*
Margaret Hoffman, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 6, 2004

VIA FACSIMILE (512) 864-7744

Angela K. Moorman
Russell, Moorman & Rodriguez, L.L.P.
Texas Heritage Plaza
102 West Morrow Street, Suite 103
Georgetown, Texas 78626

Re: Rule 11 Agreement; Applications of City of Royse City to Amend Water Certificate of Convenience and Necessity ("CCN") No. 12827 and Obtain a Sewer CCN in Rockwall and Hunt Counties, Texas; Consolidated Docket, SOAH Docket Nos. 582-04-0253 and 582-04-1268; TCEQ Docket Nos. 2003-0737-UCR, 2003-0738-UCR, and 2003-1289-UCR.

Dear Ms. Moorman:

Pursuant to our conversation, please allow this letter to memorialize our agreement to extend the deadline for the Executive Director to file responses to City of Royse City's ("Royse City") Request for Disclosure to the Executive Director of the Texas Commission on Environmental Quality. Royse City and the Executive Director have agreed to extend this deadline to February 10, 2004.

Please indicate your agreement with this extension by signing below. This document will be used in accordance with Rule 11 of the Texas Rules of Civil Procedure and section 155.39 of the State Office of Administrative Hearings (SOAH) Rules and may be filed with the TCEQ Chief Clerk and the State Office of Administrative Hearings. Please contact me if you have questions or concerns regarding this agreement. Thank you for your attention to this matter.

Sincerely,

Handwritten signature of Geoffrey P. Kirshbaum in cursive.

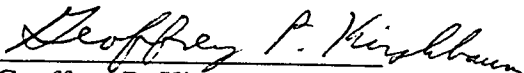
Geoffrey P. Kirshbaum
Staff Attorney
Environmental Law Division

AGREED:

Handwritten signature of Angela K. Moorman in cursive, followed by a horizontal line.
Angela K. Moorman

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of February, 2004, a true and correct copy of the foregoing Rule 11 Agreement between City of Royse City and the Executive Director was sent by first class mail, agency mail and/or facsimile to all persons on the attached mailing list.



Geoffrey P. Kirshbaum

Staff Attorney

Environmental Law Division

Texas Commission on Environmental Quality



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