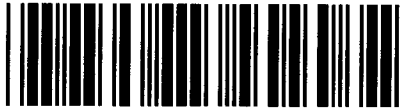




Control Number: 43536



Item Number: 5

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  
2014 OCT 13 PM 3:33  
PUBLIC UTILITY COMMISSION  
FILING CLERK

43536

Bn

**TEXAS COMMISSION  
ON ENVIRONMENTAL QUALITY**  
**TRANSMITTAL OF ADMINISTRATIVE RECORD**

**TO:** SOAH Natural Resources Docket Clerk

**DATE:** February 5, 2007

**FROM:** *MR* Melissa Radke  
Final Documents Team  
Office of the Chief Clerk

**RE:** Emerald Valley Independent Aquatic Network, Ltd. Co  
SOAH Docket No. 582-07-0655; TCEQ Docket No. 2006-1573-UCR

Enclosed is a certified copy of the affidavit of notice to customers of the public hearing for the above-referenced matter. This document is now being forwarded as a supplement to the Administrative Record originally transmitted to your office on December 12, 2006.

If you have any questions, please contact Deanna Avalos, Final Documents Team Leader at (512) 239-3327.

2007 FEB 5 PM 1:00  
1573-UCR  
582-07-0655

5



AFFIDAVIT OF NOTICE TO CUSTOMERS OF THE PUBLIC HEARING

STATE OF TEXAS

§

COUNTY OF BEXAR

§

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

My name is W. M. Riddick, 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)

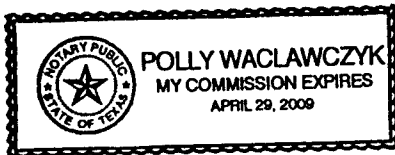
Emerald Valley Independent Aquatic Network, L.C. (E.V.I.A.N.)  
(Name of Utility)

On FEBRUARY 1, 2007, 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.

W. M. Riddick  
W. M. Riddick  
Signature of Affiant

Subscribed and sworn to before me this the 1st day of FEBRUARY, 20  
2007, to certify which witness my hand and seal of office.

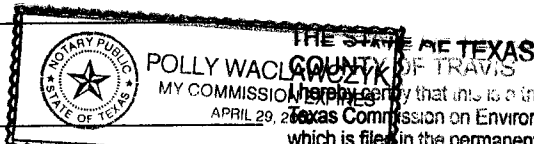


(SEAL)

Polly Wacławczyk  
Notary Public in and for the State of Texas

Print or type Name of Notary

My Commission Expires



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 Castanuela  
LaDonna Castanuela, Chief Clerk  
Texas Commission on Environmental Quality

FEB 05 2007

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**NOTICE OF HEARING**  
**EMERALD VALLEY INDEPENDENT AQUATIC NETWORK, LTD. CO.**  
**SOAH Docket No. 582-07-0655**  
**TCEQ Docket No. 2006-1573-UCR**

**APPLICATION.** Emerald Valley Independent Aquatic Network, Ltd. Co., P.O. Box 6870, San Antonio, Texas 78209, has applied to the Texas Commission on Environmental Quality (TCEQ) to change its water rate/tariff effective August 1, 2006 for its service area located in Comal County, Texas (Certificate of Convenience and Necessity No. 12787, Application No. 35332-R).

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

10:00 a.m. – ~~January 15~~ <sup>February</sup> 15, 2007  
William P. Clements Building  
300 West 15th Street, 4th Floor  
Austin, Texas 78701

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, allow an opportunity for settlement discussions, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding will be 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 evidentiary hearing as a party, you must attend the preliminary 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, telephone 512-239-6363. 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: November 27, 2006

A handwritten signature in cursive script, reading "LaDonna Castañuela".

LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality

WM. MAC RIDDICK  
EMERALD VALLEY INDEPENDENT AQUATIC  
NETWORK, LTD. CO.  
8546 BROADWAY, SUITE 150  
SAN ANTONIO, TX 78217  
(210) 822-5109 (PH)  
(210) 822-5180 (FAX)

EMERALD VALLEY INDEPENDENT AQUATIC  
NETWORK, LTD. CO.

---

xc: Docket Clerk, State Office of Administrative Hearings

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

DATE:

01/25/2007

NUMBER OF PAGES INCLUDING THIS COVER SHEET:

4

REGARDING:

ORDER NO. 1 - RESETTING PRELIMINARY HEARING

DOCKET NUMBER:

582-07-0655

FROM:

JUDGE WILLIAM NEWCHURCH

FAX TO:

FAX TO:

JESSICA LUPARELLO (TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY)

(512) 239-0606

MARY ALICE BOEHM-MCKAUGHAN (TEXAS  
COMMISSION ON ENVIRONMENTAL QUALITY)

(512) 239-6377

DOCKET CLERK (TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY)

(512) 239-3311

WM. MAC RIDDICK

(210) 822-5180

**TCEQ Docket Clerk, Fax Number 512/239-3311**

**NOTE: IF ALL PAGES ARE NOT RECEIVED, PLEASE CONTACT NORMA LOPEZ(nlo) AT 512-475-4993**

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\*\*\*\*\*  
\*\*\* MULTI TX/RX REPORT \*\*\*  
\*\*\*\*\*

TX/RX NO 0625  
PGS 4  
TX/RX INCOMPLETE  
-----  
TRANSACTION OK  
  
(1) 9p2390606  
(2) 9p2396377  
(3) 9p2393311  
(4) 9p2108225180  
  
ERROR INFORMATION  
-----

**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**

DATE:

01/25/2007

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BN

**Emerald Valley Independent Aquatic Network, Ltd. Co.**

8546 Broadway, Suite 150

San Antonio, TX 78217

210-822-5109

210-822-5180 fax

mac@riddick-rental-properties.com

January 25, 2007

Judge William Newchurch  
c/o Norma Lopez  
SOAH  
Austin, Tx  
(512) 475-4994 (fax)

RE: Docket #: 2006-1573-UCR; Protest of Tariff Change for CCN 12787; App. # 35332-R

Dear Ms. Lopez:

Thank you for calling me the other day to discuss possible dates to reschedule the above hearing. We are proposing February 15 or 21. Are either of these acceptable. Please let me know.

Sincerely,



Wm. Mac Riddick