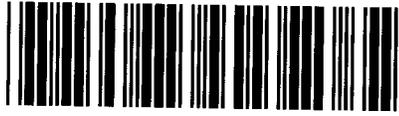


Control Number: 43537



Item Number: 13

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

43537

JOHNSON, RIAL & PARKER

A Professional Corporation

811 Barton Springs Road, Suite 730
Austin, Texas 78704
Telephone: (512) 322-8100
Facsimile: (512) 322-8143

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FILING CLERK

Writer's Direct Line
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territ@johnson-rial-parker.com

December 15, 2005

Hon. Cassandra J. Church
Administrative Law Judge
Texas State Office of Administrative Hearings
300 W. 15th Street, Suite 502
Austin, TX 78701-1649

Re: TCEQ Docket No. 2004-1722-UCR
SOAH Docket No. 582-05-3744

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STATE OFFICE OF
ADMINISTRATIVE HEARINGS
15 DEC 05 16 25

Dear Honorable Judge Church:

Please find enclosed Joint Status Report in relation to the above referenced Docket Numbers. If you have any questions or comments, please do not hesitate to contact this office.

Sincerely,



Terri L. Thibodeaux
Legal Assistant to James N. Johnson

B

SOAH DOCKET NO. 582-05-3744
TCEQ DOCKET NO. 2004-1722-UCR

APPLICATION BY CITY OF LINDALE § BEFORE THE STATE OFFICE
TO OBTAIN DUAL CERTIFICATION §
WITH A PORTION OF CCN NO. 10772 §
FROM THE CITY OF TYLER AND TO § OF
AMEND CCN NO. 12795 IN SMITH §
COUNTY, APPLICATION NO. 34160-C § ADMINISTRATIVE HEARINGS

JOINT STATUS REPORT

Lindale Rural Water Supply Corporation and the City of Lindale (the "parties") submit this joint status report as stipulated in the previous status report, dated November 15, 2005.

Lindale Rural Water Supply Corporation and the City of Lindale, with their respective counsel, met in Tyler on December 2, 2005 and agreed upon a service area map acceptable to both parties. The parties are now finalizing a proposed Settlement Agreement, which is being considered by the governing bodies of both parties. A Settlement Agreement has not yet been approved. The parties estimate that they will settle this matter shortly.

PRAYER

Should the parties not be able to resolve this dispute on their own, the parties request that they be able to contact the mediators and schedule a formal mediation at that time. The Parties will provide a status Report by January 6, 2006. The parties further request any other relief to which they may be justly entitled in law or in equity.

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Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.
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By: Phil Haag *by permission*
Philip S. Haag SBN 08657800
Karey Nalle Oddo SBN 24013224

**ATTORNEYS FOR LINDALE RURAL
WATER SUPPLY CORPORATION**

-and-

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James N. Johnson SBN 10743500

ATTORNEY FOR CITY OF LINDALE

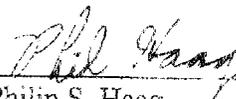
APPROVED AS TO FORM AND SUBSTANCE:

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
P.O. Box 13087, MC-175
Austin, Texas 78711-3087
(512) 239-1297 (Telephone)
(512) 239-0606 (Facsimile)

By: _____
David Klein SBN 24041257

Respectfully submitted,

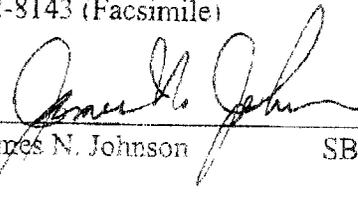
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WATER SUPPLY CORPORATION**

-and-

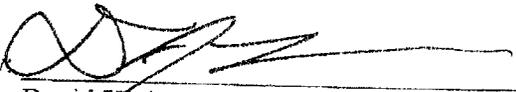
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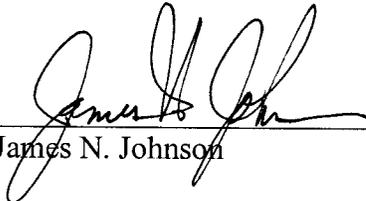
CERTIFICATE OF SERVICE

I hereby certify a true and correct copy of the foregoing motion was forwarded by facsimile on the 15th day of December, 2005, to:

David Klein (*fax 239-0606*)
TCEQ
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Austin, Texas 78711-3087

Blas J. Coy, Jr. (*fax 239-6377*)
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