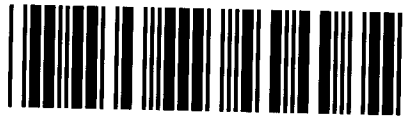


Control Number: 43540



Item Number: 6

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

SOAH Docket No. 582-06-2906  
TCEQ Docket No. 2006-0373-UCR

43540  
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2014 OCT 15 AM 9:22

APPLICATION BY VILLAGE OF  
WIMBERLEY TO AMEND SEWER  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY NO. 20936  
IN HAYS COUNTY,  
APPLICATION NO. 35236-C

§  
§  
§  
§  
§  
§

BEFORE THE STATE OFFICE  
FILING CLERK  
OF  
ADMINISTRATIVE HEARINGS

**VILLAGE OF WIMBERLEY'S MOTION TO EXTEND DEADLINES**  
**IN ORDER NO. 2**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGES:

COMES NOW, the Village of Wimberley ("Wimberley") and files this motion to extend deadlines as set out in Order No. 2 of this proceeding. Wimberley's response to Aqua Texas' Amended Motion to Dismiss is currently due on January 10, 2007. On January 18, 2007, the Village of Wimberley City Council will be meeting and discussing this case and matters related to it, which may have an impact on Wimberley's response to Aqua Texas' Motion. For this reason, Wimberley respectfully requests that the deadline to file responses be extended to January 31, 2007 and the deadline to reply to the responses be extended to February 16, 2007.

**Certificate of Conference**

Emily Rogers, attorney for the Village of Wimberley, has conferred with the attorneys for the Executive Director, Aqua Texas, and the Office of Public Interest Counsel. All have agreed to the extension of the deadlines. Ms. Rogers has attempted to contact the attorneys for the City of Woodcreek and Mr. Roger Engemoen. However, as of the date of this filing, Ms. Rogers has not heard back from either of those parties.

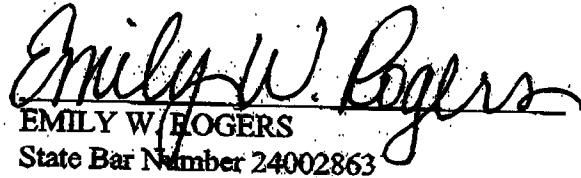
Respectfully submitted,

BICKERSTAFF, HEATH,  
POLLAN & CAROOM, L.L.P.  
816 Congress Avenue, Suite 1700  
Austin, Texas 78701

(512) 472-8021  
(512) 320-5638 [Fax]

EMILY W. ROGERS  
State Bar Number 24002863

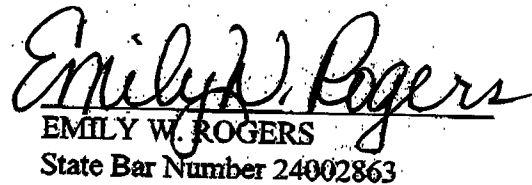
BY:

  
EMILY W. ROGERS  
State Bar Number 24002863

**ATTORNEY FOR VILLAGE OF WIMBERLEY**

**CERTIFICATE OF SERVICE**

I hereby certify, by my signature below, that a true and correct copy of the above and foregoing was forwarded via facsimile, hand delivery or US Mail on January 5, 2007 to those persons on the attached mailing list.

  
EMILY W. ROGERS  
State Bar Number 24002863

**SERVICE LIST**  
**SOAH Docket No. 582-06-2906**  
**TCEQ Docket No. 2006-0373-UCR**  
**Village of Wimberley**

The Hon. William G. Newchurch  
Administrative Law Judge  
State Office of Administrative Hearings  
300 West Fifteenth St., Ste. 504  
Austin, Texas 78701  
(512) 475-4993  
(512) 475-4994 (Fax)

The Hon. Ami L. Larson  
Administrative Law Judge  
State Office of Administrative Hearings  
300 West Fifteenth St., Ste. 504  
Austin, Texas 78701  
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Docket Clerk  
Office of the Chief Clerk - MC 105  
Texas Commission on Environmental Quality  
P. O. Box 13087  
Austin, Texas 78711-3087  
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Texas Commission on Environmental Quality  
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*Aqua Texas*

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Staff Auditor MC-173  
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*Estelle Ervine Engemoen Trust*

Barbara A. Boulware-Wells  
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*City of Woodcreek*

**Bickerstaff, Heath, Pollan & Caroom, L.L.P.***A Registered Limited Liability Partnership*

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Suite 1700

Austin, Texas 78701-2443

Telephone: (512) 472-8021

<http://www.bickerstaff.com>

*The information contained in this facsimile is privileged & confidential. It is intended only for the use of the individual or entity named below. If you have received this transmission in error, please notify us by telephone collect and return it to us at the above address. Thank you.*

**DATE: January 5, 2007****CLIENT #: 2452.00****TELECOPIER COVER SHEET**

Fax Number: (512) 320-5638

**SEND TO:****Confirmation #****Facsimile #**

The Hon. William G. Newchurch  
The Hon. Ami L. Larson  
Administrative Law Judges, SOAH

(512) 475-4993

475-4994 (via fax only)

Docket Clerk  
TCEQ Office of the Chief Clerk

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Brian MacLeod, TCEQ Staff Attorney

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Brian Dickey, TCEQ

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Elsie Pascua, TCEQ Staff Auditor

239-5367

239-6972

Roger Engemoen, Jr.

via mail only

Barbara A. Boulware-Wells

250-0411

250-0749

**FROM: Emily Rogers****TOTAL PAGES INCLUDING COVER SHEET: 6**

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**TELECOPIER OPERATOR:****TIME:**

a.m./p.m.

*Please contact the fax center at 512-472-8021 if complete FAX is not received.***MESSAGE:**

Village of Wimberley's Motion to Extend Deadlines in Order No. 2

## Bickerstaff, Heath, Pollan & Caroom, L.L.P.

816 Congress Avenue Suite 1700 Austin, Texas 78701 (512) 472-8021 Fax (512) 920-6638 www.bickerstaff.com

January 5, 2007

Via Facsimile and U.S. Mail

Ms. LaDonna Castañuela, Chief Clerk  
Office of the Chief Clerk - MC 105  
Texas Commission on Environmental Quality  
12100 Park 35 Circle, Building F, 1st Floor  
Austin, Texas 78711-3087

Re: Application from the Village of Wimberley to Amend Sewer Certificate of Convenience and Necessity (CCN) No. 20936 in Hays County; Application No. 35236-C; TCEQ Docket No. 2006-0373-UCR; SOAH Docket No. 582-06-2906

Dear Ms. Castañuela:

Please find enclosed an original and one copy of Village of Wimberley's Motion to Extend Deadlines in Order No. 2 in connection with the above-referenced matter. Please file the original and have the copy file-stamped and returned to me in the self-addressed, stamped envelope.

Should you have questions or need to reach me, please call (512) 472-8021. Thank you.

Sincerely,



Emily W. Rogers

EWR/bc

Enclosures

cc: All Parties on Service List

# Bickerstaff, Heath, Pollan & Caroom, L.L.P.

816 Congress Avenue

Suite 1700

Austin, Texas 78701

(512) 472-8021

Fax (512) 320-5638

www.bickerstaff.com

January 5, 2007

Via Facsimile Only

The Honorable William G. Newchurch  
Administrative Law Judge  
The Honorable Ami L. Larson  
Administrative Law Judge  
State Office of Administrative Hearings  
300 W. 15<sup>th</sup> Street, Suite 504  
Austin, Texas 78701  
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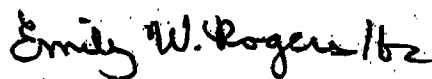
Re: Application from the Village of Wimberley to Amend Sewer Certificate of Convenience and Necessity (CCN) No. 20936 in Hays County, Application No. 35236-C; TCEQ Docket No. 2006-0373-UCR; SOAH Docket No. 582-06-2906

Dear Judge Newchurch and Judge Larson:

Enclosed please find a copy of Village of Wimberley's Motion to Extend Deadlines in Order No. 2 in connection with the above-referenced matter. The original document is being filed with TCEQ and a copy is being served on the parties.

If you have any questions or concerns, please call me at 472-8021.

Sincerely,



Emily W. Rogers

EWR/bc

Enclosures

cc: All Parties on Service List