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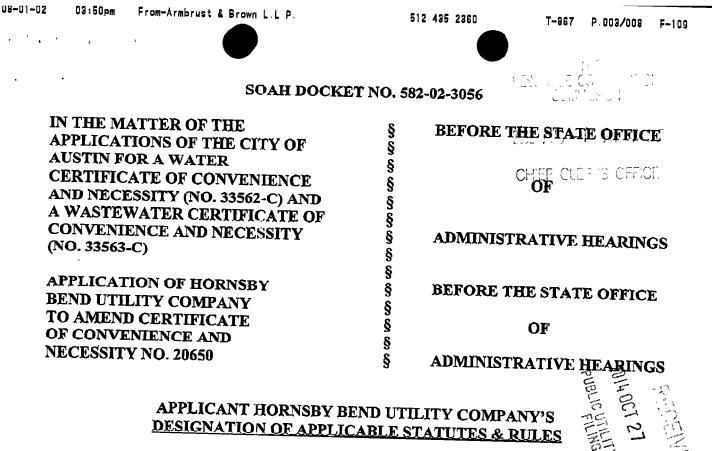
Control Number: 43551



Item Number: 56

# 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.



COMES NOW, Applicant Hornsby Bend Utility Company ("Applicant"), by and through its attorney of record, and, pursuant to the Administrative Law Judge's Order No. 2, respectfully submits this Designation of Applicable Statutes and Rules as follows:

### APPLICABLE STATUTES AND RULES

#### I. Statutory Provisions

- A. TEXAS WATER CODE, Chapter 13
  - 1. Subchapter A, §§ 13.001 to 13.003
  - 2. Subchapter B, §§ 13.011 to 13.016
  - 3. Subchapter C, §§ 13.041
  - 4. Subchapter E, §§ 13.139
  - 5. Subchapter G



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#### II. Regulatory Provisions

A. 30 TEXAS ADMINISTRATIVE CODE, Chapter 50

- 1. Subchapter F
- 2. Subchapter G

### B. 30 TEXAS ADMINISTRATIVE CODE, Chapter 55

1. Subchapter D, § 55.101(g)(5)

### C. 30 TEXAS ADMINISTRATIVE CODE, Chapter 80

### D. 30 TEXAS ADMINISTRATIVE CODE, Chapter 291

- 1. Subchapter A, §§ 291.1 to 391.3; 291.5 to 291.9; 291.11 to 291.12
- 2. Subchapter E
- 3. Subchapter F
- 4. Subchapter G

#### CONCLUSION

Applicant respectfully submits that the foregoing authorities constitute the statutes and rules governing this matter.

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Respectfully submitted,

JOHN J. CARLTON State Bar No. 03817600 CASEY L. WARE State Bar No. 24033436 ARMBRUST & BROWN, L.L.P. 100 Congress Avenue, Suite 1300 Austin, Texas 78701 (512) 435-2300 (512) 435-2360 (Telecopy)

ATTORNEYS FOR APPLICANT HORNSBY BEND UTILITY COMPANY

US-U(-02



### CERTIFICATE OF SERVICE

I hereby certify that on this the 1<sup>st</sup> day of August, 2002, a true and correct copy of the foregoing Applicant Hornsby Bend Utility Company's Designation of Statutes and Rules was sent via facsimile to all persons on the attached mailing list.

John J. Carlton



#### Mailing List

Applicant's Designation of Applicable Statutes and Rules SOAH Docket No. 582-02-3056 TNRCC Docket No. 002-0189-UCR

Ms. Holly Wise, Natural Resources Docket Clerk State Office of Administrative Hearings 300 West 15<sup>th</sup> Street, Suite 502 Austin, Texas 78701 Tel (512) 475-4993 Fax (512) 475-4994

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Representing Public Interest Counsel

Representing Executive Director of TNRCC

Representing City of Austin

Representing Lower Colorado River Authority

Received 08-01-2002 15:50 From-5124352360



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

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Kerry Sullivan, Administrative Law Judge State Office of Administrative Hearings P.O. Box 13025 Austin, Texas 78711-3025 Tel. (512) 475-4993 Fax (512) 475-4994

 LaDonna Castaneula Attn: Docket Clerk
Office of the Chief Clerk - MC 105 Texas Natural Resource Conservation Commission
P.O. Box 13087
Austin, Texas 78711-3087
Tel. (512) 239-3300
Fax (512) 239-3311 Representing AquaSource Utility, Inc., AquaSource Development Company, Creedmoor-Maha WSC, and City of Mustang Ridge

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		100 CONGRESS AVENUE. SUITE 1300 AUSTIN. TEXAS 78701-2746 (812) 435-2300		202 AUD -1 EI 4: C	
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			Date: _	August 1, 2002	
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Amend Ce	E: cation of the City of Austin to of Convenience and Necessit rtificate of Convenience and I cket No. 582-02-3056	V and Application of Hor	msby Bend Util	lity Company to	
Holly Wis		John Deering	Ial	Donna Castanuela	
Fax: (512	) 475-4994	Fax: (512) 239-6377		n: Docket Clerk	
Scott Hun Fax: (512	1phrey ) 239-3434	Ron Freeman Fax: (512) 453-0865	Fax	Fax: (512) 239-3311	
Kenneth R Monica Ja Fax: (512)		Gary Bradley Fax: (512) 474-6919			
Mark Zepp Fax: (512)		Kerry Sullivan Fax: (512) 475-4994			

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134567.1/080102

MARK ZEPPA ATTY





### LAW OFFICES OF MARK H. ZEPPA, P.C.

4833 Spicewood Springs Road, Suite 202 Austin, Texas 78759-8436 (512) 346-4011 Fax (512) 346-6847 mhzeppa@attglobal.net 202 AUS -1 /111:31

CHIEF CLEF. 3 CITICE.

#### FACSIMILE TRANSMITTAL SHEET

DATE: 8-01-02

TO: State Office of Administrative Hearings

ATTN .: Judge Kerry Sullivan

RECIPIENT'S FAX NO.: 475-4994

# PAGES: \_\_\_\_\_ HARD COPY FOLLOWS: yes \_\_\_\_ no \_\_\_\_

Re: SOAH DOCKET NO. 582-02-3056; TNRCC DOCKET NO. 2002-0189-UCR – City of Austin CCN Applications

#### List of Statutes, Rules & Policies

SENDER: Mark Zeppa

cc: Ken Ramirez @ (512) 472-9123 Ronnie Jones @ (512) 974-2912 John Carlton @ (512) 435-2360 Gary Bradley @ (512) 474-6919 Ron Freeman @ (512) 453-0865 Madison Jechow @ (512) 473-4010 John Deering @ (512) 239-0606 Scott Humphrey @ (512) 239-6377 TNRCC Docket Clerk @ (512) 239-3311

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react le concelle tou. contration

CHIFF CLEF & CFFICE

JOHN J. CARLTON 435-2308 Jearlton@abaustin.com

03:50pm

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August 1, 2002

Ms. LaDonna Castanuela Texas Natural Resource Conservation Commission P.O. Box 13087, MC-105 Austin, Texas 78711-3087

> RE: Re: Application of the City of Austin to Obtain a Water (No. 33562-C) and a Sewer (No. 33563-C) Certificate of Convenience and Necessity and Application of Hornsby Bend Utility Company to Amend Certificate of Convenience and Necessity No. 20650 SOAH Docket No. 582-02-3056 TNRCC Docket No. 2002-0189-UCR

Dear Ms. Catanuela:

Enclosed for filing is Applicant Hornsby Bend Utility Company's Designation of Applicable Statutes and Rules.

Please call should you have any questions.

Sincerely, John J. Carlton

Attorney for Hornsby Bend Utility Company

enclosures

Mailing List