



Control Number: 43551



Item Number: 63

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.

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TEXAS COMMISSION  
ON ENVIRONMENTAL  
QUALITY

August 30, 2002

The Honorable Kerry Sullivan  
Administrative Law Judge  
State Office of Administrative Hearings  
300 W. 15<sup>th</sup> Street  
PO Box 13025  
Austin, Texas 78711-3025

Re: Withdrawal of Gary Bradley and Capital Pacific Holdings, LLC from the Public Hearing Regarding the Applications of the City of Austin for a Water Certificate of Convenience and Necessity (Application No. 33562-C) and a Sewer Certificate of Convenience and Necessity (Application No. 33563-C); SOAH Docket No. 582-02-3056; TNRCC Docket No. 2002-0189-UCR

Dear Judge Sullivan:

The purpose of this letter is to formally withdraw, on behalf of myself and as the designated representative of Capital Pacific Holdings, LLC ("Capital"), as a party to the public hearing concerning the City of Austin's ("City") applications for certificates of convenience and necessity ("CCN"), Application Nos. 33562-C and 33563-C.

On October 24, 2001, I submitted a letter of protest to the Texas Natural Resource Conservation Commission requesting a public hearing regarding the above-referenced applications. On July 9, 2002, Capital became a party to the contested case hearing concerning the City's applications, with me acting as its designated representative.

Since that time, the City and I have resolved our differences regarding these applications.

Consequently, on behalf of Capital, I formally withdraw as a party to the above-referenced proceeding.

Sincerely,



Gary Bradley, Individually and as the  
Designated Representative of Capital  
Pacific Holdings, LLC

Cc:

Christopher Lippe, Director, Water and Wastewater Utility

Andrew P. Covar, P.E., Assistant Director, Water and Wastewater Utility

Bart Jennings, Water and Wastewater Utility

Ronnie Jones, Assistant City Attorney

Kenneth Ramirez, Attorney

Mark H. Zeppa, Attorney

John J. Carlton, Attorney

John Deering, Attorney/Geoffrey Kirshbaum, Attorney

Madsion Jechow, Attorney

Ronald Freeman, Attorney

Scott Humphrey, Attorney

LaDonna Castanuela, TNRCC Chief Clerk