



BexarMet board fires its general manager

Web Posted: 04/19/2005 12:00 AM CDT

Jerry Needham
San Antonio Express-News

Tom Moreno's 20-year reign as general manager of the Bexar Metropolitan Water District ended Monday night when the district's board voted to terminate the remaining five years of his employment contract for cause.

Moreno was making \$180,000 a year, potentially subjecting the district to a \$900,000 payout unless the contract was ended with good cause.

The board voted 4-3 to end the contract and, again, by the same margin, to appoint Gil Olivares, chief financial officer and acting general manager, as interim general manager.

Moreno's attorney, Thad Harkins, spent 45 minutes responding to a list of alleged deficiencies, oversights and wrongdoings laid out by the board in an April 6 notice of termination.

"Tom Moreno wants to resolve any issues he has with this board," Harkins said. "Tom Moreno wants to continue to serve."

But without discussion, board member Lesley Wenger made a motion to terminate Moreno's contract for cause, and it drew a quick second from Jose Gallegos Jr.

Moreno, a 35-year employee who oversaw the district as it grew from a sleepy rural water provider into a four-county behemoth that has been racking up debt while swallowing dozens of small companies, has been on unpaid leave for almost two months.

Dissatisfaction with the district's tactics grew as water rates for its mostly poor customers increased rapidly while the district filed lawsuits to grab more customers and water. Four new board members were elected to the seven-member board over a 15-month period ending in February.

Moreno was placed on leave Feb. 18 — his second suspension in three months — after a special audit found \$155,000 in questionable spending over the past two years. That included alleged salary overpayments of \$100,000 for 15 employees for 2003 and 2004, including almost \$30,000 for Moreno and \$13,550 for Sylvia Gámez, Moreno's now-fired former chief deputy.

Another special audit released earlier this month found alleged excess salary payments of almost \$60,000 to Moreno and \$21,143 to Gámez, from 1999 through 2002, for buyback of unused vacation time.

Other allegations against Moreno included entering into contracts without board approval, not giving employees annual evaluations, questionable handling of BexarMet property, continued payments to lobbyists whose contracts had been canceled and deferment of impact fees without board approval.

"I think that a majority of the board saw fit to move forward and to make BexarMet accountable and to make the leadership, the management of BexarMet, responsible for their actions or inactions," Gallegos said after the meeting.

Harkins said the complaints about Moreno were dead issues dredged up for political reasons. He said Moreno

EXHIBIT "18"

<http://www.mysanantonio.com/global-includes/printstory.jsp?path=/news/metro/stories/M...> 5/16/2005

had not made any missteps since the board gave him a good job evaluation and a year's extension on his contract in January.

"If you decide for political reasons, which are the reasons that we're seeing here, to get rid of Tom Moreno, at least have the common sense as public servants to honor the contract that's in place instead of trying to find some fiction to continue to injure my client," Harkins said.

In opposing the motion, board member John Longoria said Moreno had been given abbreviated due process.

"I do not agree with the procedures that have occurred," said Longoria, a former state legislator and Bexar County judge. "I do not agree with the conclusions that have been drawn."

Longoria was joined by Herman Sanchez and Ysidro Solis in voting against the motion.

jneedham@express-news.net

Online at: <http://www.mysanantonio.com/news/metro/stories/MYSA041905.1A.moreno.1effc79c6.html>



New bill would rein in BexarMet

Web Posted: 04/22/2005 12:00 AM CDT

Jerry Needham
Express-News Staff Writer

Now that a new board has fired the attorneys and general manager who masterminded the rapid expansion of the Bexar Metropolitan Water District, a lawmaker has filed a bill to hobble any future growth plans.

The bill filed Tuesday by state Rep. Robert Puente, D-San Antonio, would turn BexarMet from a municipal corporation into a special utility district with limited powers. Such a district also can be taken over by a city.

But at least one observer charged that the bill is motivated by personal politics.

"This is not about an orderly process for developing public policy to deal with water problems in South Texas," said Bob Anderson, former mayor of BexarMet customer Castle Hills and husband of BexarMet board member Lesley Wenger, who was in Austin and unavailable for comment Thursday.

"This is angry men using their power to try to punish people because they didn't like the way an election turned out," Anderson said. "It's not about reason and logic."

Puente, who is chairman of the House Natural Resources Committee, denied any ulterior motives.

"What prompted it was the continuing problems that BexarMet has in trying to deliver water at a reasonable rate and in a quality condition," he said. "So I'm helping them along."

Leaders at river authorities and cities in the region for years have expressed concern about BexarMet's broad powers and its willingness to use them, along with lawsuits, to expand its territory into surrounding counties.

The district has bought dozens of smaller companies and expanded into three adjacent counties over the past 10 years, more than doubling its number of connections to 80,000.

That threat seemed to have been dissipated when the district's 20-year general manager, Tom Moreno, was fired Monday after two new board members took office in February, making a new majority on the seven-member board.

The new majority also voted itself into the four officers' positions, ousting John Longoria as president. Longoria, who's been on the board for almost three years, claimed he was on a slower course for reform.

Anderson said he believes the snub of Longoria is behind Puente's attempt to throttle BexarMet.

"He's angry about the fact that his friend John Longoria is not the president and is not going to be the leader," he said.

Puente wouldn't respond to the comments of Anderson, who he said testified recently in his committee against an open meetings bill aimed at Wenger without disclosing that he is her husband.

And even though the proponents for expansion may be gone, Puente said "this reform movement is only good as long as there are quote — reformers — unquote in place."

EXHIBIT "19"

<http://www.mysanantonio.com/global-includes/printstory.jsp?path=/news/environment/sto...> 5/16/2005

Longoria said he had no knowledge that the bill was even being considered and he had not seen it late Thursday.

Anderson said turning "BexarMet into a special utility district makes no sense.

"SUDs were never designed to operate within cities. They were designed for water cooperatives in rural areas, to help them get better financing arrangements and to avoid certain fees and taxes," he said.

Anderson said a SUD operating within a city would have to get permission to build a pump, put in a water tower, or drill a well and the city can say no.

Another feature of special utility districts is that they can be taken over by cities, and it would be possible for the San Antonio Water System to one day absorb BexarMet.

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Online at: <http://www.mysanantonio.com/news/environment/stories/MYSA042205.3B.bexarmet.1feb122f0.html>



News Roundup: Longoria walks out on BexarMet board

Web Posted: 04/29/2005 12:00 AM CDT

San Antonio Express-News

SAN ANTONIO

Longoria walks out on BexarMet board

Former state Rep. John Longoria followed through Thursday on his promise to resign from the board of the Bexar Metropolitan Water District after his latest disagreement with the board majority.

Longoria, who had been appointed to the board in June 2003 and elected to a six-year term in November 2003, announced he would resign and left the board meeting late Wednesday.

He disagreed with a board vote to give interim General Manager Gil Olivares a one-year contract as general manager without opening the position to other applicants.

The board a week earlier had fired Tom Moreno, head of the agency for 20 years.

Longoria's term expires in November 2009, but the position would be filled through board appointment until an election in November.

"I was elected to represent a district and I am unable to continue to serve without violating my conscience," Longoria said in his letter of resignation. "The board majority chose to hire 'their buddy' without competition."

Longoria also was critical of the board's firing of the district's longtime attorney, "only to hire minimally qualified 'rookies' who are buddies of the new manager."

18-year-old faces child sex charge

An 18-year-old man was charged with aggravated sexual assault of a child after his mother reported finding him having sex with a 13-year-old male cousin.

The 18-year-old, held on a \$100,000 bond, is not being identified by the San Antonio Express-News to protect the identity of the cousin.

The man's mother told police she kicked her son out of her house after finding him engaging in sex with the teen, according to an arrest affidavit.

The 13-year-old told detectives the sexual encounters between him and his cousin began about a year ago and that he was not forced, the affidavit states.

After finding her son and nephew on Sunday, the 18-year-old's mother called the teen's father, who called police.

Woman sentenced for aid to escapees

A San Antonio woman who allowed some inmates who escaped from Frio County Jail to hide at her home was

EXHIBIT "20"

<http://www.mysanantonio.com/global-includes/printstory.jsp?path=/news/metro/stories/M...> 5/16/2005

sentenced Thursday to nine months imprisonment and ordered to pay \$626 in restitution.

Debra Ann Ayala, 44, apologized to U.S. District Judge Orlando Garcia for her actions, which included clothing and feeding four of the five escapees during the week they were at her home last summer.

Ayala already has served 7 1/2 months, so she could be released in six weeks.

Court records state the inmates were brought to her home by an acquaintance, Randy Wayne Folsom, 42, who with Robert Lee Jack, 32, helped the inmates escape through holes in fences.

Folsom and Jack have pleaded guilty and await sentencing.

The Aug. 6 escape resulted in a manhunt for Manuel De La Fuente, Reymundo Alaniz Flores, Victor Hugo Nava Franco, Luis Angel Garcia and Jorge Arturo Castañeda Silva.

De La Fuente turned himself in Aug. 16 and was sentenced this week to 18 months in prison for escaping. Alaniz and Nava were recaptured Oct. 13 in Rio Bravo, near Laredo. Alaniz pleaded guilty in March to escape and Nava is awaiting trial.

Garcia and Castañeda remain free.

The U.S. Marshals Service is offering rewards of \$10,000 apiece for their recapture. Anyone with information is asked to call the Marshals Service at (866) 550-1717.

Cancer Society to host Relay for Life

Cancer survivors and their families are invited to attend the American Cancer Society's Relay for Life event.

The cancer survivor reception begins at 6:30 p.m. today followed by a luminaria ceremony at 9 p.m., both at the Mays Family YMCA at 21654 Blanco Road.

The event is free and open to all cancer survivors. Food and entertainment will be provided. For more information call (210) 887-7285.

Fitness events set for Maverick Park

Walk&Roll Fest, a series of events aimed at promoting fitness, air quality and transportation choices, is to take place Sunday at Maverick Park, Broadway at Jones Street.

Aimed at walkers and bicyclists, the event will feature refreshments, games, music, health screening opportunities, bike tune-ups and many educational exhibits.

For walkers, 5K and 10K routes will traverse downtown San Antonio. A fee of \$3 per person will be charged.

Bicyclists have two events to choose from.

A 5-mile Family Historical Bike Tour is designed for families with intermediate and beginner riders. Admission is free, and sign-in is at 8 a.m.

The Urban Assault Race is for two-person bicycle teams, with obstacles set up at checkpoints across the city.

Registration (online at www.urbanassaultrace.com) is required. Fee is \$60 per person, \$65 after Saturday. Sign-in, assembly and briefing is at 7:30 a.m. Sunday.

All bike riders must wear helmets.

For more information, call (210) 230-6902.

TEXAS

Mom is charged in child's death

RAYMONDVILLE — A 26-year-old woman was charged with capital murder Wednesday in the October death of her 2-year-old son.

Erica Kendall was charged after a supplemental autopsy on Adam Roldan showed he died as the result of trauma to his brain.

The autopsy ruled out illness and other natural factors as the cause of the boy's brain hemorrhage, District Attorney Juan Angel Guerra said.

Court records show the boy was hospitalized for a brain hemorrhage about two months before his death and that his mother said he had fallen while they were at the park.

Court records said there were no outward signs of trauma but that an autopsy showed an abrasion on his left cheek.

Municipal Judge Hector "Tiger" Huerta set bond of \$250,000 for Kendall, who was arrested at her home Tuesday night.

The child died Oct. 11, and Child Protective Services removed Kendall's other three children from her home the next day.

Drug smuggling suspect pleads guilty

MIDLAND — One of three brothers accused of leading a smuggling operation that imported from 100 to 200 pounds of cocaine a week into the United States has pleaded guilty to conspiracy.

Jesus Beltran, 29, formerly of Balmorhea, entered his plea in federal court Wednesday to a count of conspiracy to distribute and possess with intent to distribute more than 5 kilograms of cocaine.

Beltran and two of his brothers, Hernaldo Beltran and Raul Beltran, were indicted in April 2000 on the conspiracy charge.

Mexican federal investigators arrested the brothers in 2001 and turned them over to U.S. marshals in November.

Man guilty of killing rock band's manager

TEMPLE — A 27-year-old man has been convicted in the slaying of a former manager of the 1970s rock group Grand Funk Railroad.

A Bell County jury deliberated less than 40 minutes Wednesday before finding Donald Alan Fair guilty of murder in the Nov. 1 death of Richard Terrance "Terry" Knight.

Authorities said Fair stabbed Knight to death during a domestic dispute at an apartment complex.

In his closing argument, defense attorney Jim Hewitt said there was "strong evidence" Fair was high on methamphetamine when he stabbed Knight 17 times. Fair was the boyfriend of the victim's daughter.

Knight, 61, managed Grand Funk Railroad during the 1960s and early 1970s.

Compiled from staff and wire reports

Online at: <http://www.mysanantonio.com/news/metro/stories/MYSA042905.2B.roundup.222c5f2e9.html>



Two BexarMet seats vacant after another resignation

Web Posted: 05/07/2005 12:00 AM CDT

Jerry Needham
Express-News Staff Writer

Another member of the board of Bexar Metropolitan Water District has resigned, leaving two vacancies at the helm of the troubled water utility.

Herman Sanchez submitted his resignation in a letter delivered to the district Friday. Former state Rep. John Longoria resigned from the board last week.

Sanchez had been appointed by the board in June 2003 to fill a seat left vacant by the resignation of Robert "Tinker" Garza Jr., the alleged engineer of a series of bribes that led to corruption charges at City Hall and the Alamo Community College District. That term ends in November 2006.

Sanchez could not be reached for comment Friday, but a district spokesman confirmed that a resignation letter had been received from Sanchez.

Longoria, appointed to the board in June 2003 and elected in November 2003, said he disagreed with a board vote last week to give interim General Manager Gil Olivares a one-year contract as general manager without opening the position to other applicants. His term expires in November 2009.

The board two weeks ago fired Tom Moreno, the district's general manager for 20 years, citing a number of management problems.

The board will appoint replacements to serve out the terms of the two members.

Complaints about the district have made it all the way to Austin, where the district is the target of three special bills in the Texas Legislature.

House Bill 2046 by Rep. Robert Puente, D-San Antonio, would make it a violation of the open meetings law for directors-elect to meet in a quorum with sitting directors, as allegedly occurred earlier this year.

Another bill, HB 2445 by Rep. David Leibowitz, D-San Antonio, would require BexarMet to wait at least 31 days after notifying a customer of an overdue payment before disconnecting service, and then charging no more than \$25 to restore service.

A third bill, HB 3565 by Puente, would prohibit BexarMet from providing service or adding land outside its current boundaries unless it gets the consent of each city or county into whose jurisdiction it wants to expand.

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Online at: <http://www.mysanantonio.com/news/environment/stories/MYSA050705.4B.bexarmet.24c7adc76.html>

EXHIBIT "21"

<http://www.mysanantonio.com/global-includes/printstory.jsp?path=/news/environment/sto...> 5/16/2005

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July 16, 2003

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Judge Casey Church
State Office of Administrative Hearings
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, TX 78701

Via Hand Delivery

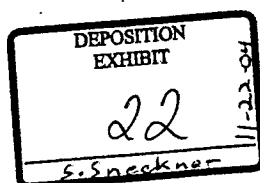
Re: SOAH Docket No. 582-03-3415; TCEQ Docket No. 2003-0500-UCR; Contested Case Hearing on the application of Sneckner Partners, Ltd. d/b/a BSR Water Company, 27027 Bulverde Road, #4, San Antonio, Texas 78260; Application No. 33605-C to amend Certificate of Convenience and Necessity No. 12842 in Bexar County, Texas.

Dear Judge Church:

This letter constitutes a formal request by Sneckner Partners, Ltd. d/b/a BSR Water Company of San Antonio, Texas ("BSR") to withdraw its application in the matter referenced above (the "Application"). It is our understanding that pursuant to 30 Texas Administrative Code § 80.25(c), if a request to withdraw is filed before parties are named, the judge will remand the application and request to the executive director and that the executive director will then enter an order dismissing the application without prejudice, on the terms agreed to by the parties, or by the applicant, executive director, and public interest counsel if no parties have been named.

To date, no parties have been named in the above referenced matter. Enclosed for your records is a copy of a recent letter from BSR to the Texas Commission on Environmental Quality ("TCEQ") in which BSR notified TCEQ of its intent to withdraw the Application.

AUSTIN 356857v1 55155-00001



TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2003 JUL 16 PM 12:50
CHIEF CLERKS OFFICE



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COPY

Judge Casey Church
July 16, 2003
Page 2

Please feel free to contact me directly if you have any questions regarding this request.

Very truly yours,

J. Seth Randle
Seth Randle

SR/pjp
Enclosure

cc: LaDonna Castañuela, Chief Clerk, TCEQ (via hand delivery) ✓
Prabin Basnet, TCEQ (via hand delivery)

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2003 JUL 16 PM 12:50
CHIEF CLERKS OFFICE

Telecopy 1-512-239-6972

Mr. Prabin Basnet
Texas Commission on Environmental Quality
Office of Permitting, Remediation & Registration
12100 Park 35 Circle, MC-153
Austin, TX 78753

P.O. Box 13087, MC-153
Austin, TX 78711-3037

RE: BSR Permit Application No. 33605-C to Amend CCN No. 12842

Dear Mr. Basnet:

I write this letter as a partner in Sneckner Partners, Ltd. d/b/a BSR Water Company of San Antonio, Texas. Our water company is located north of Loop 1604 and is on the west side of U.S. Highway 281 near Bulverde Road.

BSR is the holder of Certificate of Convenience and Necessity ("CCN") No. 12842 issued by your agency on October 27, 1997. (Copy of certificate enclosed as Exhibit "1" with map of certificated area.)

BSR has also previously filed the above referenced application for a new CCN on property adjacent to BSR's current CCN. We have been notified by your agency that a hearing on this new CCN application is currently set at your agency on July 17, 2003.

For the reasons set forth in this letter, BSR respectfully withdraws its application request for a new CCN on the adjacent property.

Your file will reflect that San Antonio Water System ("SAWS") had filed an application (No. 32248-C) with your agency to serve the area adjacent to BSR's existing certificated area.

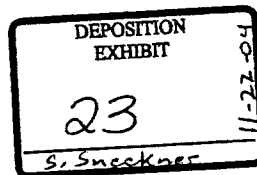
BSR promptly filed a protest to SAWS' Application No. 32248-C because SAWS' application conflicted with BSR's application.

1. The BSR/SAWS Agreement

BSR and SAWS entered into negotiations to peaceably resolve any issues between them and to present an agreed solution to your agency to the water service issues raised by SAWS' Application to serve the area contiguous to BSR's current certificated area. Accordingly, on February 15, 2000, BSR and SAWS executed a written agreement wherein SAWS and BSR, among other things, agreed that:

1. SAWS would proceed to process its pending Application No. 32248-C and to "support" the transfer of such application to BSR and to take "all

BSR-000199



necessary and reasonable actions and make any necessary and reasonable filings with any state agency in order to effectuate said expansion or transfer upon written request by BSR."

2. BSR would withdraw its protest to SAWS' expansion request in return for SAWS' support and also honoring certain other contractual rights.

(The February 15, 2000 SAWS/BSR agreement is attached as *Exhibit "2"*.)

Accordingly, on behalf of BSR, I promptly withdrew the protest to the State in lieu of SAWS' promises to fully support BSR's expansion into the area contiguous to BSR's certificated area and by letter of the same day I expressed BSR's support for SAWS' Application No. 32248-C to the State agency in the event that SAWS' application was approved and transferred to BSR. (BSR's March 7, 2000 withdrawal and support letter to the Texas Natural Resource Conservation Commission are attached as *Exhibits "3" and "4"*, respectively.)

Therefore, BSR believed that SAWS would keep its word, obtain a certificate, and fully support a transfer of the certificate to BSR. In this manner, BSR could enter into an agreement with either SAWS, Bexar Met, or other contractor to service the area under BSR's new CCN.

2. The SAWS/Bexar Met Agreement

However, without any prior notice to BSR, SAWS entered into a conflicting agreement with Bexar Metropolitan Water District ("Bexar Met") on September 27, 2000, in which SAWS agreed to allow Bexar Met to file an application for the same area covered by the SAWS/BSR agreement and, in return, Bexar Met would rescind its own protest at TNRCC for SAWS Application No. 32248-C. (A copy of the "Interlocal Operational Agreement CCN Service Area Agreement between SAWS and Bexar Met of September 22, 2000 is attached as *Exhibit "5"*.)

On October 2, 2000, SAWS and Bexar Met sent a signed joint letter to the Commission forwarding the referenced agreement and requesting the Commission to amend its records to reflect SAWS' revised CCN application, to withdraw Bexar Met's protests to SAWS' revised CCN application, and advising the Commission that Bexar Met would submit a CCN application "for those areas that SAWS is releasing". (A copy of the joint SAWS/Bexar Met October 2, 2000 letter is attached as *Exhibit "6"*.)

Thus, it was clear that SAWS would not honor its prior agreement with BSR to support BSR's expansion of its service area, but SAWS also had made it impossible for BSR to attempt to seek an expansion of its service area or a transfer to it of SAWS' new CCN.

3. Bexar Met Opposes BSR's Application

On January 16, 2002, Bexar Met filed an opposition to BSR's expansion request and noted that SAWS and Bexar Met had already entered into a contested service area settlement agreement in SOAH Docket No. 582-00-0703 and TNRCC Docket No. 1999-1218-UCR, 1899-1219-UCR, and 1999-1220-UCR, and such agreement had TNRCC's approval. (A copy of Bexar Met's January 16, 2002 protest letter is attached as *Exhibit "7"*.)

Bexar Met represented to your agency that "an orderly and planned development of the area's water utility resources has already been approved by the TNRCC in the acceptance of a contested area settlement agreement between" Bexar Met and SAWS.

It is clear, based on Bexar Met's representations to your agency, that your agency has "already" approved a settlement between SAWS and Bexar Met, whereby Bexar Met would serve this area, all in contravention of BSR's prior agreement with SAWS that SAWS would apply for this area and support a transfer to BSR of the new CCN.

4. SAWS & Bexar Met's Dual Certification

In furtherance of their agreement, I understand that Bexar Met and SAWS may seek a dual certification whereby Bexar Met would be the principal water utility for this area, although I do not believe your agency has, as yet, approved such an arrangement.

On April 23, 2002, Bexar Met sent a letter to TNRCC amending its permit request to include a "dual certification" with SAWS for the 814 acres shown on the attached map and Bexar Met's letter noted that SAWS had "approved" the dual certification and would amend their existing Application No. 32248-C or file a new application. (Bexar Met's April 23, 2002 letter to TNRCC is attached as *Exhibit "8"*.)

Once again, such a dual certification request renders it impossible for SAWS to honor its contract with BSR to transfer any new SAWS permit to BSR, as such new permit will be issued to Bexar Met.

The responsibility of SAWS, and resulting damages to BSR, are not the concern of TCEQ, and will be determined in another forum. However, it is clear that such acts have rendered it impossible for BSR to pursue any viable effort to succeed in its pending, stand alone permit request against these two large water companies who have joined forces to BSR's detriment because:

- SAWS will not support BSR's application as promised.
- SAWS can no longer seek its own CCN for the area, nor can SAWS transfer that CCN to BSR as promised.
- SAWS is, instead, supporting Bexar Met's application for this area.

In light of the efforts of SAWS to simply cut out BSR, and the resulting loss of ability of BSR to enter into any further agreement to provide continuous service to the area, BSR has determined that it would be impossible to be able to perform under any new CCN.

Accordingly, this letter will serve as BSR's request to place this letter in BSR's permit application file to be part of the administrative record.

Yours truly,

W. R. Sneckner
BSR Water Company

BSR-000202

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August 29, 2005

Docket Clerk
State Office of Administrative Hearings
300 W. 15th Street
Austin, Texas 78701

Via Courier

Docket Clerk
Office of the Chief Clerk TCEQ
First Floor, 12100 Park 35 Circle
Austin, Texas 78753

Via Courier

RE: **Agency:** Texas Commission on Environmental Quality (TCEQ)
Style/Case: In the Application of Bexar Metropolitan Water District to Amend
Water CCN No. 10675 in Bexar County
SOAH Docket No.: 582-03-3725
TCEQ Docket No.: 2003-0664-UCR

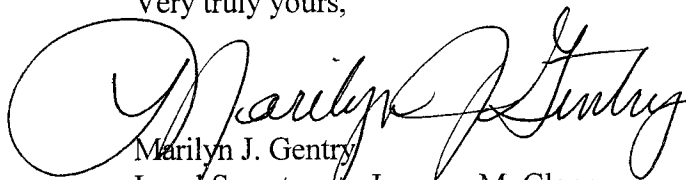
Dear Docket Clerks:

Enclosed for TCEQ is an original and twelve copies and for SOAH two copies of:

BSR Water Company's Pre-Filed Direct Testimony of Seagal V.
Wheatley.

Please file-stamp one copy and return with the Courier. Please call with any questions.
Thank you.

Very truly yours,



Marilyn J. Gentry
Legal Secretary to Janessa M. Glenn

/mjg

Jenkins & Gilchrist

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Docket Clerk
State Office of Administrative Hearings
Docket Clerk, Office of the Chief Clerk
TCEQ

August 29, 2005
Page 2

cc: Pursuant to the Service List attached to this letter

SERVICE LIST

STATE OFFICE OF ADMINISTRATIVE HEARINGS
William P. Clements Building,
300 West Fifteenth Street
Austin, TX 78701
Telephone: 512-475-4993
Fax: 512-475-4994

AGENCY: TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ)

STYLE/CASE: IN THE APPLICATION OF BEXAR METROPOLITAN WATER DISTRICT
TO AMEND WATER CCN NO. 10675 IN BEXAR COUNTY

SOAH DOCKET NO.: 582-03-3725
TCEQ DOCKET NO.: 2003-0664-UCR

FOR FILING:

STATE OFFICE OF ADMINISTRATIVE HEARINGS <i>Via Courier</i>	Docket Clerk State Office of Administrative Hearings 300 W. 15 th Street Austin, Texas 78701
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY <i>Via Courier</i>	Docket Clerk, Office of the Chief Clerk TCEQ First Floor, 12100 Park 35 Circle Austin, Texas 78753 Fax: 512-239-3311

ADMINISTRATIVE COURT

STATE OFFICE OF ADMINISTRATIVE HEARINGS <i>Via Courier</i>	Cassandra J. Church Presiding Administrative Law Judge 300 W. 15 th Street Austin, TX 78701
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PARTIES

REPRESENTATIVE/ADDRESS

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY <i>Via Courier</i>	Blas Coy, Jr. Office of the Public Interest Counsel Texas Commission on Environmental Quality Building F, Room 309, 12100 Park 35 Circle Austin, Texas 78753 Telephone: 512-239-3578 Fax: 512-239-0606 Todd Galliga Attorney Texas Commission on Environmental Quality Building A, 3 rd Floor, 12100 Park 35 Circle Austin, Texas 78753 Telephone: 512-239-3578 Fax: 512-239-0606
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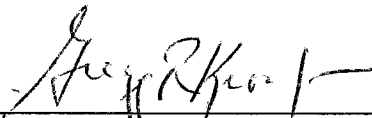
BEXAR METROPOLITAN WATER DISTRICT WATER SERVICES, INC. <i>Via Facsimile(without exhibits) and Federal Express (complete document)</i>	Louis T. Rosenberg Robert L. Wilson, III Law Offices of Louis T. Rosenberg De Mazieres Building 322 Martinez Street San Antonio, Texas 78205 Telephone: 210-225-5454 Fax: 210-225-5450 Adolfo Ruiz Bexar Metropolitan Water District 247 W. Malone San Antonio, Texas 78225 Telephone: 210-354-6502 Fax: 210-922-5152
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COURTESY COPY TO THE FOLLOWING PARTY:

CITY OF BULVERDE <i>Via Courier</i>	Bruce Wasinger Attorney Bicerstaff, Heath, Smiley, Pollen, Kever & McDaniel 816 Congress, Suite 1700 Austin, Texas 78701-2443 Telephone: 512-472-8021 Fax: 512-320-5638
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CERTIFICATE OF SERVICE

I hereby certify that a copy of BSR Water Company's Pre-filed Direct Testimony of Seagal V. Wheatley, was forwarded to the counsel of record listed on the foregoing Service List, in conformance with the procedural rules of the State Office of Administrative Hearings and the Texas Rules of Civil Procedure on this the 29th day of August, 2005:

 2403999E

GREGG R. KRONENBERGER
for Janessa M. Glenn
