

Control Number: 43572



Item Number: 70

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

SOAH DOCKET NO. 582-03-3725 TCEQ DOCKET NO. 2003

APPLICATION OF BEXAR METROPOLITAN \$16,133 BEHORE THE STATE WATER DISTRICT TO AMEND CERTIFICATE § OF CONVENIENCE AND NECESSITY IN

OFFICE OF **ADMINISTRATIVE**

§ BEXAR COUNTY

HEARINGS

WATER SERVICES, INC.'S REQUEST TO BE DISMISSED AS A PARTY

Water Services, Inc. (WSI), a retail public utility serving portions of Bexar and Comal Counties in close proximity to Bexar Metropolitan Water District's (BexarMet) requested service area, was admitted as a party and aligned with BexarMet at the original prehearing conference. At that time, the undersigned was counsel of record for both BexarMet and WSI so such alignment was appropriate. Since the entry the initial procedural order, contractual relations between BexarMet and WSI have changed. Further, BexarMet has substituted counsel and is not longer represented by the undersigned.

WSI no longer claims an interest in this CCN amendment application. WSI takes no position on the factual or legal merits of any party's claims in this docket. WSI requests to be dismissed as a party. Dismissal of WSI will not prejudice the positions of any party nor will it have any effect on the current hearing schedule. Release of WSI will save other parties a great deal in dead trees, copy costs and postage.



For these reasons, WSI requests that it be dismissed as a party and relieved of all further obligations in this docket.

Respectfully submitted,

Mark H. Zeppa SBN 22260100

Law Offices of Mark H. Zeppa, PC 4833 Spicewood Springs Road # 202 Austin, Texas 78759-8436

(512) 346-4011, Fax (512) 346-6847

ATTORNEY FOR WATER SERVICES, INC.

CERTIFICATE OF SERVICE

I, Mark H. Zeppa, certify that the foregoing pleading was served on all parties of record, the presiding SOAH Judge and the TCEQ Docket Clerk by certified, return receipt, 1st class USPS mail on July 3, 2006. All other parties were served by 1st class USPS mail on July 3, 2006.

Mark H. Zeppa

- Judge Cassandra Church
 State Office of Administrative Hearings
 P O Box 13025
 Austin, TX 78711-3025
 Fax (512) 475-4994
- Janessa Glenn
 Jenkens & Gilchrist, PC
 2200 One American Center
 600 Congress Avenue
 Austin, Texas 78701-3248
 Fax (512) 404-3520

3. Seagal Wheatly
Jenkens & Gilchrist, PC
Weston Centre, Suite 900
112 E. Pecan Street
San Antonio, Texas 78205
Fax (210) 246-5999

David L. Earl Earl & Brown, PC River View Towers, Suite 1111 111 Soledad Street San Antonio, Texas 78205 Fax (210) 222-9100

4. Robert Wilson, III
R L Wilson, PC
P O Box 831583
San Antonio, Texas 78283-1583
Fax (210) 223-4200

Adolfo Ruiz, General Counsel Bexar Metropolitan Water District 2047 W. Malone San Antonio, Texas 78283 Fax (210) 922-5152

- 5. Jim Mathews
 Mathews & Freeland, LLP
 P O Box 1568
 Austin, Texas 78768-1568
 Fax (512) 703-2785
- 6. Ron Freeman
 Freeman & Corbett, LLP
 8500 Bluffstone Cove, Suite B-104
 Austin, Texas 78759
 Fax (512) 453-0865
- 6. Todd Burkey & Todd Galiga
 Environmental Law Division
 Texas Commission on Environmental Quality
 P O Box 13087, MC 173
 Austin, Texas 78711-3087
 Fax (512) 239-0606

- 7. Blas Coy, Jr.
 Public Interest Counsel
 Texas Commission on Environmental Quality
 P O Box 13087, MC 103
 Austin, Texas 78711-3087
 Fax (512) 239-6377
- 8. TCEQ Docket Clerk
 Office of the Chief Clerk
 Texas Commission on Environmental Quality
 P O Box 13087, MC 105
 Austin, Texas 78711-3087
 Fax (512) 239-3311