

Control Number: 43640



Item Number: 3

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.

43640

(Revised - 06/09/09)		<b>FOR SOAH USE ONLY</b>		(req.frm)
Date complete request received by SOAH:	Proceeding date set by SOAH:	SOAH Docket Number& type of case:		

RECEIVED

2014 OCT 30 PM 3:29

PUBLIC UTILITY COMMISSION  
FILING CLERK**REQUEST TO DOCKET CASE (Please type or print)****PLEASE CHECK ACTION REQUESTED:\*\***

☒ **SETTING OF HEARING** ☐ **ASSIGNMENT OF ALJ \*** ☐ **ALTERNATIVE DISPUTE RESOLUTION (ADR)/MEDIATION**

REFERRING AGENCY NAME: TCEQ AGENCY NO.: \_\_\_\_\_ FILE/CASE NO.: 2012-1463-UCR

NAME/STYLE OF THE CASE: SHALAKO ESTATES AND CANYON SPRINGS WATER SYSTEMS

DATE APPLICATION FILED AT AGENCY: \_\_\_\_\_ DOCKET NO. SUFFIX, if applicable: UCR

PROCEEDING DATE(S) REQUESTED (Include range of dates if possible): OCTOBER 11, 2012

EXPECTED NUMBER OF HOURS (If less than a day) OR DAYS NEEDED FOR PROCEEDING: \_\_\_\_\_ HOURS 1 DAYS

☐ **ADMIN. FINE** ☐ **GRIEVANCE** ☐ **ENFORCEMENT** ☐ **CONTRACT CLAIM (Gov't Code 2260)** ☐ **OTHER** \_\_\_\_\_

SPECIAL NEEDS OR ACCOMMODATIONS: HEARING IN AUSTIN, TEXAS, SEATING FOR 15 PEOPLE

IF ADR REQUESTED PLEASE DESCRIBE PROCESS NEEDED: \_\_\_\_\_

☐ **PREHEARING CONFERENCE REQUESTED** ☐ **INTERPRETER NEEDED (See 1 TAC 155.43(g))**

☐ **CASE FILE** and/or ☐ **HEARING IS CONFIDENTIAL (Specify applicable statute):** \_\_\_\_\_

NAME OF INDIVIDUAL SENDING REQUEST FORM: KATHA ANDERSON PHONE NO.: 239-3316 FAX NO.: 239-3311

**PARTIES AND REPRESENTATIVES**

PARTY REPRESENTED BY: ☐ **SELF** ☐ **ATTORNEY**  
☐ **OTHER, If so, relationship:**

REPRESENTATIVE'S NAME: HOLLIS HENLEY  
PARTY'S NAME:

ADDRESS:

PHONE No.: (512) 239-0602  
(Direct Phone Number Please)

Email Address: hollis.henley@tceq.texas.gov

FAX No.:

PARTY REPRESENTED BY: ☐ **SELF** ☐ **ATTORNEY**  
☐ **OTHER, If so, relationship:**

REPRESENTATIVE'S NAME:

PARTY'S NAME:

ADDRESS:

PHONE No.: \_\_\_\_\_  
(Direct Phone Number Please)

Email Address:

FAX No.:

**PLEASE LIST ADDITIONAL PARTIES AND/OR REPRESENTATIVES ON EXTRA FORM PROVIDED.**

SEND TO: STATE OFFICE OF ADMINISTRATIVE HEARINGS  
ATTN.: Deputy Clerk  
William P. Clements Building  
300 West 15th Street, Suite 504  
Austin, Texas 78701

OR

Post Office Box 13025  
Austin, Texas 78711-3025  
Docketing Phone No. (512) 475-3445  
Fax No. (512) 475-4994

**\*PLEASE FORWARD A COPY OF THE APPLICATION, APPEAL, OR COMPLAINT WITH THIS REQUEST FORM, AS WELL AS ANY OTHER PLEADING FILED IN THE CASE TO DATE IF REQUESTING ASSIGNMENT OF ALJ or ALTERNATIVE DISPUTE RESOLUTION (ADR)/MEDIATION. A COPY OF THE NOTICE OF PROCEEDING MUST BE FORWARDED TO SOAH AT THE SAME TIME IT IS MAILED TO THE PARTIES.**

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## Katha Anderson

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**From:** Katha Anderson  
**Sent:** Wednesday, August 29, 2012 9:10 AM  
**To:** 'docketing@soah.state.tx.us'  
**Cc:** Melissa Chao  
**Subject:** 2012-1463-UCR dkt request.doc  
**Attachments:** 2012-1463-UCR Referral.pdf; 2012-1463-UCR dkt request.doc

## Katha Anderson

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**From:** Monica Luna [Monica.Luna@soah.state.tx.us]  
**Sent:** Wednesday, August 29, 2012 10:01 AM  
**To:** Katha Anderson  
**Cc:** Rebekah Biswas; Melissa Chao  
**Subject:** CONFIRMATION

### SETTING OF HEARING(S)

<u>Docket Number</u>	<u>Case</u>	<u>Date</u>	<u>Time/Duration</u>
582-12-8089 2012-1464-UCR	BOLIVAR UTILITY SERVICES	9/25/12	10:00AM / 1 DAY
582-12-8090 2012-1563-UCR	FORT BLISS WATER SERVICES	9/25/12	10:00AM / 1 DAY
582-12-8091 2012-1463-UCR	SHALAKO ESTATES & CANYON	10/11/12	10:00AM / 1 DAY
582-12-8092 2012-1462-UCR	NORTH MILAM WATER SUPPLY	10/18/12	10:00AM / 1 DAY

**Hearing Location**  
**State Office of Administrative Hearing**  
**W.P. Clements Building**  
**300 West 15<sup>th</sup> Street, 4<sup>th</sup> Floor**  
**Austin, TX 78701**

All parties will be notified in the event of a change of location of the hearing.

Please remember that you are responsible for providing the court reporter as required by your agency.

If you have any questions regarding any of the information herein, please contact me.

TCEQ - Office of the Chief Clerk  
MC-105 Attn: SOAH Docket Clerk  
PO Box 13087  
Austin TX 78711-3087

Utility Company: SHALAKO ESTATES & CANYON SPRINGS  
TCEQ Docket Number: 2012-1463-UCR  
SOAH Docket Number: 582-12-8091

# AFFIDAVIT OF NOTICE TO CUSTOMERS OF THE PUBLIC HEARING

STATE OF TEXAS §

COUNTY OF: Kerr §

Before me, the undersigned authority, on this day personally appeared the affiant who being by me duly sworn, deposes and says:

My name is Art Swan, I am over eighteen (18)  
(Name of Affiant)

years of age. I have personal knowledge of the facts stated herein and they are all true and correct.

I am Billing Clerk of  
(Title of Affiant)

Shalako Estates and Canyon Springs Water Systems  
(Name of Utility)

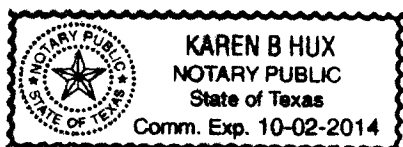
On September 17, 2012, I caused to be mailed to all of the above named utility's  
(Date)

customers and affected municipalities, if any, the attached notice of public hearing. The notice was mailed by first class mail.

[Signature]  
Signature of Affiant

Subscribed and sworn to before me this the 17 day of September,  
20 12, to certify which witness my hand and seal of office.

(Seal)



Karen B Hux  
Notary Public in and for the State of Texas  
Karen B Hux  
Print or type Name of Notary Public  
My Commission Expires 10/2/2014

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
2012 SEP 20 AM 9:56  
CHIEF CLERKS OFFICE

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## **NOTICE OF HEARING SHALAKO ESTATES AND CANYON SPRINGS WATER SYSTEMS SOAH Docket No. 582-12-8091 TCEQ Docket No. 2012-1463-UCR**

### **APPLICATION.**

Shalako Estates and Canyon Springs Water Systems, P.O. Box 326, Hunt, Texas 78024, has applied to the Texas Commission on Environmental Quality (TCEQ) to change its water rate/tariff effective May 21, 2012 for its service area located in Kerr County, Texas (Certificate of Convenience and Necessity No. 12685, Application No. 37233-R). This application concerns service areas located within the USPS zip codes on the attached list.

### **CONTESTED CASE HEARING.**

The State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing on this application at:

**10:00 a.m. – October 11, 2012  
William P. Clements Building  
300 West 15th Street, 4th Floor  
Austin, Texas 78701**

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, allow an opportunity for settlement discussions, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding will be similar to a civil trial in state district court. The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 13, Texas Water Code; TCEQ rules, including 30 Texas Administrative Code (TAC) Chapter 291; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. To participate in the evidentiary hearing as a party, you must attend the preliminary hearing and show you would be affected by the petition in a way not common to members of the general public.

**INFORMATION.**

Information concerning your participation in this hearing may be obtained by contacting Blas Coy, TCEQ Office of Public Interest Counsel (MC 103), P.O. Box 13087, Austin, TX 78711-3087, telephone 512-239-6363. For additional information, please contact the TCEQ Water Supply Division, Utilities & Districts Section (MC 153), P.O. Box 13087, Austin, TX 78711-3087, telephone 512-239-4691. General information regarding the TCEQ can be found at our web site at <http://www.tceq.texas.gov/>.

Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-3445, at least one week prior to the hearing.

Issued: September 11, 2012



Bridget C. Bohac, Chief Clerk  
Texas Commission on Environmental Quality

USPS Zip Codes within which affected customers reside are

78024  
78025  
78028  
78029