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P.U.C. DOCKET NO. 43674
SOAH DOCKET NO. 473-15-1149.WS

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PUBLIC UTILITY COMMISSION
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PETITION OF THE CITY OF DALLAS § BEFORE THE PUBLIC UTILITY
FOR REVIEW OF A DECISION BY THE §
SABINE RIVER AUTHORITY TO SET §
WATER RATES (LAKE FORK §
RESERVOIR) § COMMISSION OF TEXAS

CITY OF DALLAS' REQUEST FOR ORAL ARGUMENT

TO THE HONORABLE PUBLIC UTILITY COMMISSION OF TEXAS:

COMES NOW the City of Dallas, pursuant to PUC Proc. Rule §22.262(d) and files this Request for Oral Argument at the Commission Open Meeting on March 6, 2015 and as grounds for this motion would show the following:

The issue on the City's appeal of SOAH Order No. 5 is whether TEX. WATER CODE §§12.013(e) and 13.043(h) authorize the Commission and an administrative law judge (ALJ) to establish interim rates in a water rate appeal before applying the PUC SUBST. R. 24.131(d), which requires an ALJ to abate a proceeding if the parties do not agree that the protested rate is charged pursuant to a written contract. The question is whether the ALJ and the Commission have the ability to protect parties in water rate cases by establishing interim rates during potentially prolonged proceedings. This issue is important not just to the parties in this case, but also to many other governmental entities and others throughout the State. The issue is likely to recur. Accordingly, the City believes the Commission would benefit by hearing from the parties as it takes up this matter.

Wherefore, premises considered, the City of Dallas prays that the Commission grant this Request and allow oral argument at the March 6, 2015 Open Meeting.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested on all parties whose names appear on the mailing list below on this 23rd day of February, 2015.

FOR THE ADMINISTRATIVE LAW JUDGE:

Honorable William G. Newchurch
Administrative Law Judge
State Office of Administrative Hearings
300 W. 15th Street, Suite 504
Austin, Texas 78701
Phone: 512-475-4993
Fax: 512-322-2061
Via Electronic Upload

FOR THE SOAH DOCKET CLERK:

Ms. Monica Luna, Docketing Clerk
State Office of Administrative Hearings
300 W. 15th Street, Suite 504
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FOR THE PUBLIC UTILITY COMMISSION:

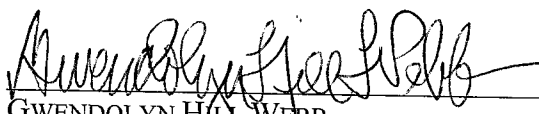
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