

Control Number: 43781



Item Number: 142

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

43781

SOAH Docket No. 582-03-1994
TCEQ Docket No. 2002-1250-UCR

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APPLICATION OF THE TOWN OF §
PROSPER TO AMEND SEWER §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY (CCN) NO. 20888 IN §
DENTON COUNTY, APPLICATION §
NO. 34004-C §

BEFORE THE STATE OFFICE
OF
ADMINISTRATIVE HEARINGS

**EXECUTIVE DIRECTOR'S MOTION FOR CONTINUANCE FOR THE TOWN OF
PROSPER'S HEARING ON THE MERITS**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE JAMES W. NORMAN:

Comes now, the Executive Director, and files this motion for continuance for the Town of Prosper's Hearing on the Merits, and respectfully shows the Administrative Law Judge as follows:

1. Pursuant to SOAH Procedural Rule 155.29(f) requires that a motion for continuance shall:
 - (a) make specific reference to all other motions for continuance previously filed in the case by the movant, and shall set forth the specific grounds upon which the party seeks the continuance;
 - (b) be filed no later than five days before the date of the hearing...;
 - (c) indicate that the movant has contacted all parties and state whether there is opposition to the motion, or describe in detail the movant's attempts to contact the other parties;
 - (d) if seeking a continuance to a date certain, include a proposed date...and indicate whether the parties contacted agree on the proposed new date; and

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**EXECUTIVE DIRECTOR'S MOTION FOR CONTINUANCE FOR THE TOWN OF
PROSPER'S HEARING ON THE MERITS**
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- (e) be served on the other parties....
2. The Executive Director requests a continuance of the case in the above referenced docket until October 9, 2003 and October 10, 2003. This request is the first motion by any party for a continuance. The Executive Director seeks this request because the original Hearing on the Merits falls on a religious holiday which the attorney for the Executive Director observes.
 3. The Executive Director has contacted counsel for all parties on the mailing list regarding this request for a continuance. All counsel are unopposed to this request and all counsel are agreed to the proposed October 9, 2003 and October 10, 2003 hearing date.
 4. This motion for continuance is not sought for purposes of delay, but so that justice may be served.

**EXECUTIVE DIRECTOR'S MOTION FOR CONTINUANCE FOR THE TOWN OF
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PRAYER


WHEREFORE, PREMISES CONSIDERED, the Executive Director respectfully recommends that the Administrative Law Judge grant the motion for continuance and set the hearing on the merits on October 9, 2003 and October 10, 2003.

Respectfully Submitted,

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

Margaret Hoffman
Executive Director

Stephanie Bergeron, Director
Environmental Law Division

By 
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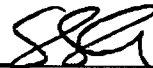
REPRESENTING THE
EXECUTIVE DIRECTOR OF
THE TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

**EXECUTIVE DIRECTOR'S MOTION FOR CONTINUANCE FOR THE TOWN OF
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CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of September, 2003, a true and correct copy of the foregoing document was delivered via facsimile, hand delivery, interagency mail, or by deposit in the U.S. Mail to all persons on the attached mailing list.



Sheridan L. Gilkerson
Staff Attorney
Environmental Law Division

MAILING LIST**APPLICATION OF THE TOWN OF PROSPER TO AMEND SEWER CERTIFICATE
OF CONVENIENCE AND NECESSITY (CCN) NO. 20888 IN DENTON COUNTY,
APPLICATION NO. 34004-C**

The Honorable Judge James W. Norman
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