



Control Number: 43781



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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

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December 9, 2004

VIA FACSIMILE : 475-4994

Judge James Norman
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025

Re: *Application from the Town of Prosper to Amend Sewer Certificate of Convenience and Necessity (CCN) No. 20888 in Denton County; Application No. 34004-C; SOAH Docket No. 582-03-1994, TCEQ Docket No. 2002-1350-UCR*

Dear Judge Norman:

Pursuant to SOAH Order No. 3, Fishtrap's order of witnesses is as follows:

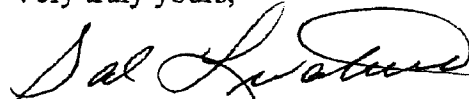
- 1. Jason Pierce
- 2. Robert Petitt
- 3. John Dowdall
- 4. Kirk Wilson

Also, Fishtrap intends to offer into evidence the deposition testimony of Mark Mihm and Byron Gaines, neither one of whom is expected to be called as a witness.

Finally, prior to calling any live witnesses, Fishtrap will tender into evidence all the deposition excerpts on file with the court of Jennifer Finley, Thomas Taylor, William Little, James Travis Roberts, Edward S. McCoy, as well as the depositions of Mr. Mihm and Mr. Gaines. None of these witnesses are expected to appear at the hearing.

By facsimile transmittal, I am serving all parties a copy of this letter. Thank you.

Very truly yours,



Sal Levatino

Cc: All counsel of record

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