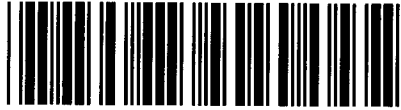


Control Number: 43781



Item Number: 52

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. 582-03-1994
TCEQ DOCKET NO. 2002-1250-UCR

RECEIVED

APPLICATION OF THE TOWN OF §
PROSPER TO AMEND SEWER CERT- §
IFICATE OF CONVENIENCE AND §
NECESSITY NO. 20888 IN DENTON §
COUNTY, APPLICATION NO. 34004-C §

BEFORE THE STATE OFFICE OF §
ADMINISTRATIVE HEARINGS

20/04/04 PM 4:12
OF PUBLIC UTILITY COMMISSION
FILING CLERK

ORDER NO. 24

CONCERNING MAY 4, 2004, LETTER FROM EXECUTIVE DIRECTOR

On May 4, 2004, the Executive Director (ED) submitted a letter saying the ED's staff has completed review of Mustang Special Utility District (SUD)'s applications and requested that the TCEQ chief clerk refer the applications to the State Office of Administrative Hearings. The ED requested the ALJ to act as expeditiously as possible if he intends to consolidate the Mustang SUD application with the Town of Prosper (Prosper) application so that the ED's staff need not spend significant resources preparing supplemental pre-filed testimony and otherwise preparing for the hearing.

On May 4, 2004, Mustang SUD re-urged its request to abate the proceedings to allow consolidation of the Mustang SUD and Prosper applications once the transfer of its application becomes a certainty.

On May 5, 2004, Prosper filed its opposition to an abatement and requested that Mustang SUD's motion for a preliminary conference be denied. Prosper requested that if there is a preliminary conference, that it be conducted in person rather than by telephone.

A preliminary conference is set to consider Mustang SUD's motion on **Friday, May 7, 2004, at 9:00 a.m.** at the State Office of Administrative Hearings (SOAH), 4th Floor, William P. Clements Building, 300 West 15th Street, Austin, Texas. If the parties are not available on that date, the ALJ

is free on Friday afternoon from 2:00 p.m. on or on Monday, May 10, 2004, at 1:30 p.m. or later in the afternoon. If any party cannot meet at the scheduled time, the parties shall confer and pick one of the other times or suggest another time.

All parties shall state a position on whether the case should be abated.

SIGNED May 5, 2004.



JAMES W. NORMAN
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OFFICE OF ADMINISTRATIVE HEARINGS

William P. Clements Building
300 West Fifteenth Street
Room 502
Austin, Texas 78701
Phone (512) 475-4993
Facsimile (512) 936-0730

DATE: May 5, 2004

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 5

SOAH DOCKET NO.: 582-03-1994

TCEQ DOCKET NO.: 2002-1250-UCR

REGARDING: ORDER NO. 24

FROM: JUDGE JAMES W. NORMAN

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