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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

SOAH DOCKET NO. 582-12-7597
TCEQ DOCKET NO. 2012-1196-UCR

APPLICATION OF THE CITY OF § BEFORE THE STATE OFFICE
LIBERTY HILL TO AMEND ITS §
CERTIFICATE OF CONVENIENCE § OF
AND NECESSITY NO. 10324 IN §
WILLIAMSON COUNTY § ADMINISTRATIVE HEARING

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ORDER NO. 1
MEMORIALIZING PRELIMINARY HEARING,
DISMISSING HEARING REQUEST,
AND ABATING CASE

On September 4, 2012, the preliminary hearing was convened in this case and jurisdiction was proven. The following appeared and were admitted as parties:

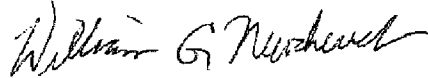
PARTY	REPRESENTATIVE
City of Liberty Hill (Liberty Hill)	David Tuckfield
Executive Director (ED)	Ron Olson and Hollis Henley
Office of Public Interest Counsel (OPIC)	Eli Martinez

Only Billy W. Evans requested a hearing in this case; however, he did not appear at the preliminary hearing. Evidence was admitted at the preliminary hearing that proved that Mr. Evans was properly notified of the preliminary hearing. Liberty Hill filed a motion to dismiss Mr. Evans' hearing request. No party who appeared at the hearing opposed that motion.

Liberty Hill attached an exhibit to its motion, which is admitted for the sole purpose of ruling on the motion, showing that the property Mr. Evans' owns lies outside Liberty Hill's existing certificated area and the additional area for which it seeks certification in this case. There is no evidence showing that Mr. Evans presently is a customer of Liberty Hill. The evidence shows that Mr. Evan would not be affected by the granting of Liberty Hill's application. Liberty Hill's motion to dismiss Mr. Evans' hearing request is granted.

The ED moved to abate this case for 30 days, to give him time to obtain additional information from Liberty Hill concerning the application before final action is taken on it. No party opposed that motion. The ED's motion to abate is granted. The parties shall file a status report by October 5, 2012.

SIGNED September 7, 2012.



**WILLIAM G. NEWCHURCH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARING**

STATE OFFICE OF ADMINISTRATIVE HEARINGS

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SERVICE LIST

AGENCY: Environmental Quality, Texas Commission on (TCEQ)
STYLE/CASE: CITY OF LIBERTY HILL
SOAH DOCKET NUMBER: 582-12-7597
REFERRING AGENCY CASE: 2012-1196-UCR

**STATE OFFICE OF ADMINISTRATIVE
HEARINGS**

ADMINISTRATIVE LAW JUDGE
ALJ WILLIAM G. NEWCHURCH

REPRESENTATIVE / ADDRESS

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(COURTESY COPY)
