

Control Number: 43891



Item Number: 15

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

43891

SOAH DOCKET NO. 582-03-3725
TCEQ DOCKET NO. 2003-0664-UCR

RECEIVED

IN RE: THE APPLICATION OF BEXAR
METROPOLITAN WATER DISTRICT
TO AMEND WATER CCN NO. 10675 IN
BEXAR COUNTY

§
§
§
§
§
§

BEFORE THE SOAH OFFICE
20 DEC 15 PM 1:23

PUBLIC UTILITY COMMISSION
FILING CLERK

OF

ADMINISTRATIVE HEARINGS

**BSR WATER COMPANY'S ("SNECKNER") REPORT
AND REQUEST FOR CONTINUED ABATEMENT**

Pursuant to Order No. 6 in this proceeding, the parties were to file a status report, a proposed schedule leading to the hearing on the merits, or other appropriate motion by January 31, 2005. BSR Water Company has filed a lawsuit against San Antonio Water Systems in state district court that impacts several of the issues to be addressed in this proceeding. The state court case is proceeding through the discovery phase and was continued from its previous setting of December 6, 2004, to its current setting on the court's jury docket for August 15, 2005. Consequently, BSR Water Company would respectfully request that this proceeding be abated until such time as the state court case is adjudicated. The undersigned has contacted counsel for the Texas Commission on Environmental Quality and the Office of Public Interest Counsel of the Texas Commission on Environmental Quality and they have no objection to the filing of this request for continued abatement. I have been unable to reach counsel for Bexar Metropolitan Water District Water Services, Inc.

CHIEF CLERK'S OFFICE

2003-12-15 1:39

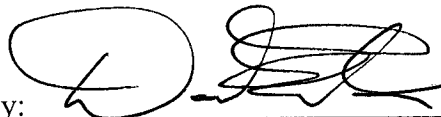
FILED

2004 DEC -5 AM 7:01

SIGNED this 3/8 day of January 2005.

Respectfully submitted,

EARL & ASSOCIATES, P.C.
111 Soledad, Suite 1111
San Antonio, TX 78205
Telephone (210) 222-1500
Facsimile (210) 222-9100

By: 
David L. Earl
State Bar No.06343030

*ATTORNEY FOR SNECKNER
PARTNERS, LTD. (BSR WATER
COMPANY)*

CERTIFICATE OF SERVICE

I, David L. Earl, certify that the foregoing pleading was served on all parties of record, the presiding SOAH Judge and the TCEQ Docket Clerk by facsimile transmission and First Class USPS mail on the 3/7 day of January 2005.

Judge Cassandra Church
State Office of Administrative Hearings
P.O. Box 13025
Austin, TX 78711-3025
Facsimile (512) 475-4994

Janessa Glenn
Jenkins & Gilchrist, P.C.
2200 One American Center
600 Congress Avenue
Austin, TX 78701-3248
Facsimile (512) 404-3520

Todd Galiga, Attorney
Texas Commission on Environmental
Quality
P.O. Box 13087, MC-175
Austin, TX 78711-3087
Facsimile (512) 239-0606

Blas Coy, Jr.
Office of the Public Interest Counsel
Texas Commission on Environmental
Quality
P.O. Box 13087, MC-175
Austin, TX 78711-3087
Facsimile (512) 239-6377

TCEQ Docket Clerk
Office of the Chief Clerk
Texas Commission on Environmental
Quality
P.O. Box 13087, MC 103
Austin, TX 78711-3087
Facsimile (512) 239-3311

Mark H. Zeppa
Law Office of Mark H. Zeppa, P.C.
4833 Spicewood Springs Road, Suite 202
Austin, TX 78759-8436
Facsimile (512) 346-6847



DAVID L. EARL

2005 JAN -2 PM 11:45
CHIEF CLERK'S OFFICE

**EARL &
ASSOCIATES**
attorneys at law

January 31, 2005

The Honorable Cassandra J. Church
Administrative Law Judge
State Office of Administrative Hearings
300 West 15th Street, Suite 502
Austin, TX 78701

*Via Facsimile 512-475-4994
& CMRRR # 7003 1680 0001 2973 0133*

*Re: SOAH Docket No. 582-03-3725; TCEQ Docket No. 2003-0664-UCR. In the
Matter of an Application of Bexar Metropolitan Water District to Amend Water
CCN No. 10675 in Bexar County*

Dear Judge Church:

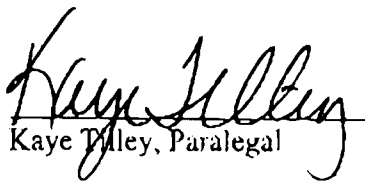
Attached please find BSR Water Company's Report and Request for Continued Abatement for your consideration and filing in the referenced matter.

If you have any questions, please do not hesitate to contact our office at your convenience

Very truly yours,

EARL & ASSOCIATES, P.C.

By:


Kaye Wiley, Paralegal

cc: All Parties of Record

*Via Facsimile
& First Class Mail*

CHIEF CLERK'S OFFICE

2005 JAN 31 PM 3:47



**SOAH DOCKET NO. 582-03-3725
TCEQ DOCKET NO. 2003-0664-UCR**

IN RE: THE APPLICATION OF BEXAR	§	BEFORE THE STATE OFFICE
	§	
METROPOLITAN WATER DISTRICT	§	
	§	OF
TO AMEND WATER CCN NO. 10675 IN	§	
	§	
BEXAR COUNTY	§	ADMINISTRATIVE HEARINGS

**BSR WATER COMPANY'S ("SNECKNER") REPORT
AND REQUEST FOR CONTINUED ABATEMENT**

Pursuant to Order No. 6 in this proceeding, the parties were to file a status report, a proposed schedule leading to the hearing on the merits, or other appropriate motion by January 31, 2005. BSR Water Company has filed a lawsuit against San Antonio Water Systems in state district court that impacts several of the issues to be addressed in this proceeding. The state court case is proceeding through the discovery phase and was continued from its previous setting of December 6, 2004, to its current setting on the court's jury docket for August 15, 2005. Consequently, BSR Water Company would respectfully request that this proceeding be abated until such time as the state court case is adjudicated. The undersigned has contacted counsel for the Texas Commission on Environmental Quality and the Office of Public Interest Counsel of the Texas Commission on Environmental Quality and they have no objection to the filing of this request for continued abatement. I have been unable to reach counsel for Bexar Metropolitan Water District Water Services, Inc.

2005 JAN 31 PM 3:47
CHIEF CLERK'S OFFICE

Sent By: ;

0000000;

Jan-31-05 4:42PM;

Page 4/5

SIGNED this 31st day of January 2005.

Respectfully submitted,

EARL & ASSOCIATES, P.C.
111 Soledad, Suite 1111
San Antonio, TX 78205
Telephone (210) 222-1500
Facsimile (210) 222-9100

By: 

David L. Earl
State Bar No.06343030

*ATTORNEY FOR SNECKNER
PARTNERS, LTD (BSR WATER
COMPANY)*

CERTIFICATE OF SERVICE

I, David L. Earl, certify that the foregoing pleading was served on all parties of record, the presiding SOAH Judge and the TCEQ Docket Clerk by facsimile transmission and First Class USPS mail on the 5/2 day of January 2005.

Judge Cassandra Church
State Office of Administrative Hearings
P.O. Box 13025
Austin, TX 78711-3025
Facsimile (512) 475-4994

Janessa Glenn
Jenkins & Gilchrist, P.C.
2200 One American Center
600 Congress Avenue
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TCEQ Docket Clerk
Office of the Chief Clerk
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DAVID L. EARL

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EARL & BROWN
 A Professional Corporation

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 San Antonio, Texas 78205
 (210) 222-1500 Telephone
 (210) 222-9100 Facsimile

FACSIMILE COVER SHEET

CHIEF CLERK'S OFFICE

2005 JAN 31 PM 2:47

DATE: January 31, 2005

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IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CONTACT KAYE AT (210) 222-1500 AS SOON AS POSSIBLE.

TO: Judge Cassandra Church State Office of Administrative Hearings	Fax: 512-475-4994
TO: Janessa Glenn Jenkins & Gilchrist, P.C.	Fax: 512-404-3520
TO: Todd Galiga Texas Commission on Environmental Quality	Fax: 512-239-0606
TO: Blas Coy, Jr. Public Interest Counsel	Fax: 512-239-6377
TO: TCEQ Docket Clerk	Fax: 512-239-3311
TO: Mark H. Zeppa Law Offices of Mark H. Zeppa, P.C.	Fax: 512-346-6847
CC: Sunny Sneckner	Fax: 830-980-7286
FROM: David L. Earl	Total No. of Pages (including cover sheet): 5
MATTER: SOAH Docket No. 582-03-3725; TCEQ Docket No. 2003-0664-UCR; Report and Request for Continued Abatement	

Kathleen Hartnett White, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Larry R. Soward, *Commissioner*
Margaret Hoffman, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

August 12, 2004

The Honorable Cassandra J. Church
Administrative Law Judge
State Office of Administrative Hearings
300 W. 15th Street, Suite 502
Austin, Texas 78711

CHIEF CLERKS OFFICE

2004 AUG 12 AM 11:24

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

RE: SOAH Docket No. 582-03-3725; TCEQ Docket No. 2003-0664-UCR
Application of Bexar-Met to Amend Water CCN No. 10675

Dear Judge Church:

Enclosed please find the Executive Director's Motion for Substitution of Counsel in the above-referenced matter. If you have any questions, please call me at 239-3578.

Sincerely,

A handwritten signature in cursive script that reads "Todd Galiga".
Todd Galiga

Enclosure

cc: Service List