



Control Number: 43891



Item Number: 18

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

STATE OFFICE OF ADMINISTRATIVE HEARINGS

William P. Clements Building
300 West Fifteenth Street
Room 502
Austin, Texas 78701
Phone (512) 475-4993
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2014 DEC -5 PM 1:24

PUBLIC UTILITY COMMISSION
FILING CLERK

DATE:

July 22, 2004

NUMBER OF PAGES INCLUDING THIS COVER SHEET:

4

SOAH DOCKET NO.:

582-03-3725

TCEQ DOCKET NO.:

2003-0664-UCR

REGARDING:

ORDER NO. 6 - EXTENDING ABATEMENT AND
REQUIRING STATUS REPORT

FROM:

JUDGE CASSANDRA J. CHURCH

FAX TO:	FAX NO:
Blas Coy, Jr. (TCEQ - OPIC)	239-6377
Docket Clerk (TCEQ)	239-3311
Todd Burkey (TCEQ)	239-3434 or 239-0606
Mark H. Zeppa (Bexar Metropolitan Water District and Water Services, Inc.)	346-6847
David Earl (BSR Water Company- Lead Counsel)	210/222-9100
Bruce Wasinger (City of Bulverde-Courtesy Copy)	320-5638
Janessa Glenn (BSR Water Company)	404-3520

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2014 DEC -5 AM 7:02

**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. 5 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 July 16, 2004. 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 is currently set on the court's jury docket for December 6, 2004. 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 parties and they have no objection to the filing of this request for continued abatement.

SIGNED July 15, 2004.

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 16 day of July 2004.

Judge Cassandra Church
State Office of Administrative Hearings
P.O. Box 13025
Austin, TX 78711-3025
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Mark H. Zeppa
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DAVID L. EARL

EARL &
ASSOCIATES
attorneys at law

July 16, 2004

Via Facsimile – (512) 475-4994

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

Re: SOAH Docket No. 582-03-3725; TCEQ Docket No. 2003-0664-UCR; *The Application of Bexar Metropolitan Water District to Amend Water CCN No. 10675*

Dear Judge Church:

Attached please find BSR Water Company's ("Sneckner") Report and Request for Continued Abatement for your consideration and filing in the above-referenced matter. Please note that we have contacted all counsel in this matter and they have no objection to the abatement.

Thank you for your kind attention to this matter.

Yours very truly,

EARL & ASSOCIATES, P.C.

By: 

Kaye Tilley
Paralegal

BKT/s
Attachment

cc: Jancssa Glenn (w/attachment – via facsimile - 512-404-3520)
Todd Burkey (w/attachment – via facsimile – 512-239-0606)
Blas Coy, Jr. (w/attachment – via facsimile – 512-239-6377)
Mark H. Zeppa (w/attachment – via facsimile – 512-346-6847)
TCEQ Docket Clerk (w/attachment – via facsimile – 512-239-3311)



EARL & ASSOCIATES**A Professional Corporation****RiverView Towers****111 Soledad Street, Suite 1111****San Antonio, Texas 78205****(210) 222-1500 Telephone****(210) 222-9100 Facsimile****FACSIMILE COVER SHEET****DATE: July 16, 2004**

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TO: Judge Cassandra Church	FAX: (512) 475-4944
CC: Todd Burkey Blas Coy, Jr. Mark Zeppa TCEQ Docket Clerk Janessa Glenn	FAX: (512) 239-0606 (512) 239-6377 (512) 346-6847 (512) 239-3311 (512) 404-3520
FROM: David L. Earl	TOTAL NO. OF PAGES: 4 (including cover sheet)
FILE: 4041	MATTER: SOAH #582-03-3725
MESSAGE: Please review the attached and should you have any questions, please do not hesitate to contact me at the number listed above.	