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SOAH DOCKET NO. 473-15-1626.WS
PUC DOCKET NO. 43931

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APPEAL OF M.E.N. WATER § BEFORE THE STATE OFFICE
SUPPLY CORPORATION, ANGUS §
WATER SUPPLY CORPORATION, §
CHATFIELD WATER SUPPLY §
CORPORATION, CORBET WATER §
SUPPLY CORPORATION, AND § OF
CITY OF KERENS FOR REVIEW §
OF A DECISION BY THE CITY OF §
CORSICANA TO SET §
WHOLESALE RATES § ADMINISTRATIVE HEARINGS

RATEPAYERS’ STATUS REPORT IN RESPONSE TO ORDER NO. 8

M.E.N. Water Supply Corporation, Angus Water Supply Corporation, Chatfield Water Supply Corporation, Corbet Water Supply Corporation, and the City of Kerens, Texas (the “Ratepayers”) hereby submit this Status Report in Response to Order No. 8 (“Order”) in this matter involving wholesale rates charged by the City of Corsicana, Texas (“Corsicana”).

On May 25, 2018, the Ratepayers filed a status report requesting abatement of this proceeding until the appeal of Ratepayers’ lawsuit regarding whether the rates of the City of Corsicana were set pursuant to a contract was decided. On June 4, 2018, the Honorable SOAH Administrative Law Judge issued Order No. 8 abating the proceeding and ordering the Ratepayers to report on the status of the litigation by June 1, 2017.

The appellate litigation is still ongoing. The Opinion in the case was issued on November 14, 2018. The Ratepayers filed a Motion for Rehearing on November 29, 2018.

On November 30, 2018, the undersigned counsel for the Ratepayers conferred with counsel for Commission Staff and Corsicana. Commission Staff and Corsicana agree that this status report accurately reflects the status of the pending appellate litigation and that continued abatement of this docket remains appropriate.

Prayer

WHEREFORE, PREMISES CONSIDERED, the Ratepayers pray that the Honorable ALJ enter an order continuing the abatement of this proceeding until the Breach of Contract Lawsuit is fully adjudicated and ordering the Ratepayers to continue to submit status reports in this docket as the ALJ deems appropriate. Further, the Ratepayers pray for any such other and further relief to which they may show themselves legally or equitably entitled.

Respectfully submitted,

TERRILL & WALDROP

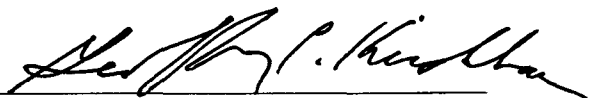
By:  

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ATTORNEYS FOR PETITIONERS

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2018, a true and correct copy of the foregoing was delivered in accordance with P.U.C. PROC. R. 22.74.


Geoffrey P. Kirshbaum