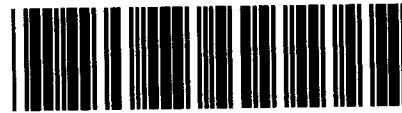


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SOAH DOCKET NO. 582-03-2282
TCEQ DOCKET NO. 2003-0033-UCR

RECEIVED

2014 DEC 17 AM 7:37

APPLICATION OF DENTON COUNTY §
FRESH WATER SUPPLY DISTRICT §
NO. 10 TO AMEND WATER AND §
SEWER CCNS IN DENTON COUNTY §
(APPLICATION NOS. 34068-C/34069-C) §

~~BEFORE THE~~ TEXAS COMMISSION
FILING CLERK

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

EXECUTIVE DIRECTOR'S MOTION FOR CONTINUANCE

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE JAMES W. NORMAN:

COMES NOW, the Executive Director of the Texas Commission on Environmental Quality (ED), and files its Motion for Continuance of the Preliminary Conference to Formulate Hearing Schedule in the above referenced docket, and respectfully shows the following:

1. On November 13, 2003, Judge James Norman of the State Office Of Administrative Hearings ("SOAH") issued Order No. 18 which sets a preliminary conference to formulate a hearing schedule on November 24, 2003 at 9:00 a.m.
2. No other motions for continuance have been filed in this case
3. The Executive Director has contacted counsel and all parties on the mailing list regarding this request for continuance. Counsel representing Denton County Fresh Water Supply District No. 10 ("Denton County") is unopposed to this request. The counsel for Propser ISD was unavailable for consultation however, is aware of this request.
4. The Executive Director proposes the following dates for a preliminary hearing: December 4, 2003, or the morning of December 5, 2003.
5. The Executive Director requests this continuance because the counsel for the Executive

EXECUTIVE DIRECTOR'S MOTION FOR CONTINUANCE

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Director, Sheridan Gilkerson, has another SOAH hearing previously scheduled for November 24, 2003 and the co-counsel for the Executive Director is also unavailable to attend this hearing.

6. This motion for continuance is not sought for purposes of delay, but so that justice may be served.

PRAYER

WHEREFORE, PREMISES CONSIDERED, the Executive Director respectfully recommends that the Administrative Law Judge grant the motion for continuance.

Respectfully submitted,

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY
Margaret Hoffman, P.E., Executive Director

Stephanie Bergeron, Director
Environmental Law Division

By: 

Sheridan L. Gilkerson
Staff Attorney
Environmental Law Division
State Bar No. 24034458
P.O. Box 13087, MC-173
Austin, Texas 78711-3087
(512) 239-0600
(512) 239-0606 (Fax)

ATTORNEYS FOR THE EXECUTIVE
DIRECTOR OF THE TEXAS
COMMISSION ON ENVIRONMENTAL
QUALITY

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of November, a true and correct copy of the foregoing document was delivered via facsimile, hand delivery, interagency mail, or by deposit in the U.S. Mail to all persons on the attached mailing list.



Sheridan L. Gilkerson
Staff Attorney
Environmental Law Division

MAILING LIST**APPLICATION OF DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 10
TO AMEND WATER AND SEWER CCNS IN DENTON COUNTY
(APPLICATIONS NOS. 34068-C/34069-C)**

Mark Zeppa

4833 Spicewood Springs Rd, #202

Austin, Texas 78759-8436

Tel: 512/346-4011

Fax: 512/346-6847

Representing Denton County Water Supply

Lara Nehman, Sheridan Gilkerson

Staff Attorneys

Texas Commission on Environmental Quality

P.O. Box 13087, MC-175

Austin, Texas 78711-3087

Tel: 512/239-0600

Fax: 512/239-0606

Representing the Executive Director of the
Texas Commission on Environmental
Quality

Scott Humphrey

Office of the Public Interest Counsel

Texas Commission on Environmental Quality

P.O. Box 13087, MC-103

Austin, Texas 78711-3087

Tel: 512/239-6363

Fax: 512/239-6377

Representing the Office of Public Interest
of the Texas Commission on
Environmental Quality

Maria Sanchez

Davidson & Troilo

1749 Gaylord Dr

Austin, TX 78728

512/989-0635

512/473-2159

Representing Prosper ISD

Honorable James W. Norman

State Office of Administrative Hearings

P.O. Box 13025

Austin, Texas 78711-3025

Tel: 512/475-4993

Fax: 512/475-4994

Mailing List

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LaDonna Castañuela, Chief Clerk
Office of the Chief Clerk
Texas Commission on Environmental Quality
MC-105
P.O. Box 13087
Austin, TX 78711-3087
Tel: 512/239-3300
Fax: 512/239-3311

**TCEQ**Protecting Texas
by Reducing and
Preventing Pollution**F A X T R A N S M I T T A L**DATE: November 17, 2003

Total Pages (including this cover sheet):

6

TO:

Name

See Below

Organization

Telephone Number

FAX Number

FROM: TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Name

Sheridan L. Gilkerson

Title

Attorney

Telephone Number

(512) 239-2223

FAX Number

(512) 239-0626/239-3434

PLEASE CALL AS SOON AS POSSIBLE IF ALL PAGES ARE NOT RECEIVED OR IF THERE ARE ANY OTHER PROBLEMS WITH THE TRANSMITTAL OF THIS FAX.

NOTES:

Re: Application of Denton County Fresh Water Supply District No. 10 to Amend Water and Sewer Certificates of Convenience and Necessity Nos. 13021 and 20923 in Denton County; SOAH Docket No. 582-03-2282; TCEQ Docket No. 2003-0033-UCR - **Executive Director's Motion for Continuance**

cc: **Mark Zeppa, 346-6847**
Maria Sanchez; 473-2159
Honorable James W. Norman; 475-4994
LaDonna Castanuela, 239-3311

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