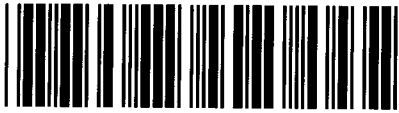


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House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup>  
Legislature, Regular Session, transferred the functions  
relating to the economic regulation of water and sewer  
utilities from the TCEQ to the PUC effective  
September 1, 2014

**TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**

## INTEROFFICE MEMORANDUM

SF

TO: LaDonna Castanuela, Chief Clerk

DATE: March 15, 2010

THRU: *OK* Doug Holcomb, P.E., Acting Section Manager  
Utilities & Districts Section  
Water Supply Division*3/15/10*  
Vera Poe, P. E., Team Leader  
Utilities & Districts Section  
Water Supply Division*3/12/10*  
Tammy Benter, Team Leader  
Utilities & Districts Section  
Water Supply Division*3/12/10*  
FROM: Stacy Leigh Foster  
Utilities & Districts Section  
Water Supply DivisionRECEIVED  
2014 DEC 22 AM 10:50  
PUBLIC UTILITY COMMISSION  
FILING CLERK

SUBJECT: Docket No. 2010-0396-UCR. Application from Eagle Falls Water Supply, LLC, to obtain dual certification with a portion of Certificate of Convenience and Necessity (CCN) No. 10147 of Lake Livingston Water Supply &amp; Sewer Service Corporation and to obtain a CCN in Trinity County; Application No. 36501-C

CN: 603611070; RN: 105863708 (Eagle Falls Water Supply, LLC)

CN: 600623029; RN: 101652097 (Lake Livingston Water Supply &amp; Sewer Service Corporation)

We hereby transfer the official file for the above referenced application to the Chief Clerk's Office. Please refer the application to the State Office of Administrative Hearings and request that a hearing be scheduled.

The Lake Livingston Water Supply & Sewer Service Corporation (Lake Livingston) and Trinity Rural Water Supply Corporation (TRWSC) are protesting the application. Lake Livingston asserts that granting dual certification would limit Lake Livingston's service area and impede on their ability to repay its loan debt to the USDA's Office of Rural Development.

TRWSC asserts that they would be adversely affected due to the adjacency by the two utilities. Additionally, TRWSC has concern for the existence of ample groundwater to supply the two neighboring systems and is willing and claims to be able to serve the proposed area.

Staff estimates 10 people to attend this hearing.

The staff assigned to this case is:

Technical - Brian Dickey/Stacy Leigh Foster

Legal - *James Aldredge*

If we may be of further service regarding this matter, please call.

*Tammy Benter*

Tammy Benter, Team Leader

TB/SLF/ln