



Control Number: 43975



Item Number: 35

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

TCEQ Interoffice Memorandum

To: Marisa Weber
Office of the Chief Clerk

From: Elizabeth Nichols
Business Support Section
Water Supply Division

Date: June 16, 2011

Subject: Item for the Executive Director's Signature

RECEIVED

JUL 09 2012

TCEQ
CENTRAL FILE ROOM

Application Of Eagle Falls Water Supply, LLC for Dual Certification with a portion of Lake Livingston Water Supply & Sewer Service Corporation and to obtain a water CCN in Trinity County Texas; Application No. 36501-

Eagle Falls Water Supply, LLC Admin Review No. A1911
CN: 603611070; RN: 105863708

Lake Livingston Water Supply & Sewer Service Corporation CCN: 101652097
CN: 600623029; RN: 101652097

SOAH Docket No. 582-10-3437; TCEQ Docket No. 2010-0396-UCR

The item listed above is for the Executive Director's Signature. Please present this to Marisa Weber.

Contact Name: Stacy Foster, Brian Dickey, or James Aldredge

Date Stamp This Page Only

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2014 DEC 22 AM 10:52
PUBLIC UTILITY COMMISSION
FILING CLERK

TCEQ Interoffice Memorandum

To: Melissa Morton
Business Support Section
Kent Steelman, Utilities Financial Review Team
Suzanne Jaster, Utilities Financial Review Team

6/15/11
[Signature]
THRU: Tammy Benter, Manager
Utilities & Districts Section

6/15/11
[Signature]
Lisa Fuentes, Team Leader
Utilities Financial Review Team
Utilities & Districts Section

6/15/11
[Signature]
Vera Poe, P.E., Team Leader
Utilities Technical Review Team
Plan and Groundwater Review Section

6/19/11
[Signature]
FROM: Stacy Foster
Utilities Financial Review Team
Utilities & Districts Section

BDD
6/14/11
Brian Dickey
Utilities Technical Review Team
Plan and Groundwater Review Section

DATE: June 16, 2011

SUBJECT: SOAH Docket No. 582-10-3437; TCEQ Docket No. 2010-0396-UCR;
Application from Eagle Falls Water Supply, LLC, A1911, to Obtain Dual
Certification with a portion of Certificate of Convenience and Necessity
(CCN) No. 10147 of Lake Livingston Water Supply & Sewer Service
Corporation and to obtain a water CCN in Trinity County Texas;
Application No. 36501-C

CN: 603611070; RN: 105863708 (Eagle Falls Water Supply, LLC)
CN: 600623029; RN: 101652097 (Lake Livingston Water Supply
& Sewer Service Corporation)

The above referenced application was received on September 14, 2009, and assigned Application No. 36501-C. The purpose was to obtain dual certification with a portion of Certificate of Convenience and Necessity (CCN) No. 10147 of Lake Livingston Water Supply & Sewer Service Corporation (Lake Livingston) and to obtain a CCN in Trinity County. The notice was published on October 8, 2009, and on October 15, 2009. The Commission received requests for a public hearing on the application from two neighboring utilities, Lake Livingston, and Trinity Rural Water Supply Corporation (TRWSC).

During the preliminary hearing held on June 21, 2010, in Austin, Texas, the Honorable Roy G. Scudday, an administrative law judge (ALJ) of the State Office of Administrative Hearings (SOAH), took jurisdiction over the case. Eagle Falls moved for an indefinite continuance of the proceedings to allow the parties to pursue settlement negotiations. On March 30, 2011, Eagle Falls filed a motion to dismiss the matter stating that Eagle Falls is withdrawing the application. On March 31, 2011, the ALJ issued an order dismissing the application without prejudice and remanding the matter to the ED.

In order to complete the closure of this application, please do the following:

- Forward the enclosed application to central records,
- Forward the attached letter to the applicant,
- Update the database to reflect the completion and closure of this application as of the date of the signed order.

Status: **W**