



Control Number: 43975



Item Number: 35

Addendum StartPage: 0

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

## 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

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**

RECEIVED

JUL 09 2012

TCEQ  
CENTRAL FILE ROOM

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

RECEIVED

## TCEQ Interoffice Memorandum

---

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

**THRU:** 6/15/11  
JD Tammy Benter, Manager  
Utilities & Districts Section

6/15/11  
JD Lisa Fuentes, Team Leader  
Utilities Financial Review Team  
Utilities & Districts Section

6/14/11  
JD Vera Poe, P.E., Team Leader  
Utilities Technical Review Team  
Plan and Groundwater Review Section

**FROM:** 6/9/11  
SF 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**