



Control Number: 43990



Item Number: 50

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

43990

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SOAH DOCKET NO. 582-06-0425

PUBLIC UTILITY COMMISSION
FILING CLERK
TCRQ DOCKET NO. 2005-1516-UCR

APPLICATION OF TAPATIO SPRINGS §
SERVICE COMPANY, INC., §
TO AMEND CERTIFICATES §
OF CONVENIENCE AND NECESSITY §
NOS. 12122 AND 20698 IN KENDALL §
COUNTY, TEXAS §

BEFORE THE STATE OFFICE
OF
ADMINISTRATIVE HEARINGS

CHIEF CLERK'S OFFICE

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

ORDER NO. 8: DENYING REQUESTS FOR PARTY STATUS

On May 18, 2006, Patsy Arnold, Sandra Dubuy, and Jacqueline Read submitted to the State Office of Administrative Hearings ("SOAH") separate requests for party status in the captioned proceeding. The Applicant (Tapatio Springs Service Co., Inc.) has opposed all late requests for party status. In the view of the Administrative Law Judge ("ALJ"), at this stage in the case, the entry of additional parties is inappropriate, absent a showing that such persons have a compelling reason for failing to obtain party status earlier. Neither Ms. Arnold, Ms. Dubuy, nor Ms. Read has presented such a reason. In addition, the group of aligned parties represented by Elizabeth Martin appears to be vigorously representing the interests of ratepayers in this case. If ratepayers lacking party status wish to influence this proceeding, they have the realistic option of seeking to assist that aligned group in the presentation or financing of its case. Accordingly, the ALJ concludes that the requests of Ms. Arnold, Ms. Dubuy, and Ms. Read for party status should be denied.

PROCEDURAL QUESTIONS

Routine procedural and logistical questions may be directed to Rita McBride at (512) 475-3419; however, please note that SOAH support personnel are not authorized to provide general advice or the interpretation of regulations or policy.

SIGNED May 19, 2006.

Mike Rogan
MIKE ROGAN
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OFFICE OF ADMINISTRATIVE HEARINGS

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AGENCY: Environmental Quality, Texas Commission on (TCEQ)

STYLE/CASE: TAPATIO SPRINGS SERVICE CO, INC

SOAH DOCKET NUMBER: 582-06-0425

REFERRING AGENCY CASE: 2005-1516-UCR

**STATE OFFICE OF ADMINISTRATIVE
HEARINGS**

**ADMINISTRATIVE LAW JUDGE
ALJ MIKE ROGAN**

REPRESENTATIVE / ADDRESS

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TAPATIO SPRINGS SERVICE CO

cc Docket Clerk, State Office of Administrative Hearings

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DATE

05/19/2006

NUMBER OF PAGES INCLUDING THIS COVER SHEET:

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REGARDING:

ORDER NO. 8

DOCKET NUMBER:

582 06-0425

FROM:

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COURTESY COPY SENT TO SANDRA DUBUY, JACQUELINE READ, AND PATSY ARNOLD VIA REGULAR MAIL

The information contained in this facsimile message is privileged and confidential information intended only for the use of the above-named recipient(s) or the individual or agent responsible to deliver it to the intended recipient. You are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the address via the U.S. Postal Service. Thank you.

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Kathleen Hartnett White, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 18, 2006

The Honorable Mike Rogan
Administrative Law Judge
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025

Re: Notice of Substitution of Counsel
Application of Tapatio Springs Service Co, Inc.
SOAH Docket No. 582-06-0425; TCEQ Docket No. 2005-1516-UCR

CHIEF CLERKS OFFICE

2006 MAY 19 AM 8:27

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Dear Judge Rogan:

This letter is to inform you that I am now the attorney of record for the Office of Public Interest Counsel (OPIC) and Mary Alice Boehm-McKaughan is no longer representing the OPIC in the above-referenced matter. By copy of this letter, I am notifying all parties of the same. With the exception of substituting my name on the service list, no other changes are required.

Thank you for your attention to this matter. Should you have any questions, please call me at (512) 239-5757.

Sincerely,

A handwritten signature in black ink, appearing to read "Garrett Arthur", with a long horizontal flourish extending to the right.

Garrett Arthur
Assistant Public Interest Counsel

cc: Service List

SERVICE LIST

Tapatio Springs Service Co., Inc.
SOAH Docket No. 582-06-0425
TCEQ Docket No. 2005-1516-UCR

The Honorable Mike Rogan
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