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SOAH DOCKET NO. 582-06-0425

TCEQ DOCKET NO. 2005-1516-UCR

PUBLIC UTILITY COMMISSION  
FILING CLERK

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

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BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS

CHIEF CLERK'S OFFICE

May 16 PM 1:20

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

**ORDER NO. 6  
DENYING REQUESTS FOR PARTY STATUS**

On May 2, 2006, Allan and Lisa Newsom submitted a specific request for independent party status in the captioned proceeding. The Applicant (Tapatio Springs Service Co., Inc.) has opposed that request. 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. The Newsoms have not 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 the Newsoms 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 Newsom's request 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 16, 2006.

*Mike Rogan*  
\_\_\_\_\_  
MIKE ROGAN  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OFFICE OF ADMINISTRATIVE HEARINGS

WILLIAM P. CLEMENTS BUILDING, Jr.

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CHIEF CLERK'S OFFICE

05/16/2006

2006 MAY 16 PM 1:20

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

DATE:

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REGARDING

ORDER NO. 6 - DENYING REQUESTS FOR PARTY STATUS

DOCKET NUMBER:

582-06-0425

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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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May 16 2006 13:21

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TAPATIO SPRINGS SERVICE CO

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xc Docket Clerk, State Office of Administrative Hearings