



Control Number: 44069



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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

44069

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SOAH DOCKET NO. 582-06-1697  
TCEQ DOCKET NO. 2005-2092-UCR

2009 MAR 12 AM 10:00

PUBLIC UTILITY COMMISSION  
CITY OF COLLEGE STATION'S § BEFORE THE STATE CHIEF CLERKS OFFICE  
APPLICATION TO AMEND §  
SEWER CERTIFICATE OF § OF  
CONVENIENCE AND NECESSITY §  
IN BRAZOS COUNTY § ADMINISTRATIVE HEARINGS

**STATUS REPORT AND UNOPPOSED  
MOTION TO EXTEND ABATEMENT PERIOD**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

The City of College Station ("College Station" or "City") files this Status Report and Unopposed Motion to Extend Abatement Period.

**INTRODUCTION**

In Order No. 19, the last Order issued in this docket, the ALJ requested that College Station submit a status report. Settlement efforts are ongoing and the parties request further abatement of the schedule in an attempt to settle the matter.

**BACKGROUND**

This docket has been abated with a 30-day status report due as the parties attempt to settle the case. The last report was filed on February 9, 2009 and the ALJ continued the abatement period 30 days with a status report due on March 11, 2009.

**STATUS REPORT**


On March 5, 2009, College Station sent to the parties in this proceeding, and to parties in a related proceeding, seven attachments/exhibits to the draft settlement agreement, which further documents the terms of settlement among the parties. College Station is expecting responses from Main Street Homes ("MSH") and Wellborn Special Utility District ("Wellborn").

**MOTION FOR EXTENSION OF ABATEMENT AND CONCLUSION**

College Station requests a thirty day abatement to work through the latest set of settlement agreement documents. Under this proposal, College Station will submit a status report to the ALJ on or before April 10, 2009. Counsel for College Station has conferred with Leonard Dougal, counsel for Wellborn, Rick Jenkins of MSH, and Kayla Murray, counsel for the Executive Director. All parties concur with this request for a thirty-day abatement.

Respectfully submitted,

BICKERSTAFF HEATH DELGADO ACOSTA LLP  
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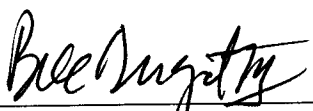
By:   
William D. Dugat III  
State Bar No. 06173600

**ATTORNEYS FOR COLLEGE STATION**

## CERTIFICATE OF SERVICE

By my signature below, I hereby certify that on this 11<sup>th</sup> day of March, 2009, a true and complete copy of the foregoing was sent to the following by facsimile, overnight delivery, or by first class mail:

<b>Parties</b>	<b>Representative / Address</b>	<b>Phone</b>
TCEQ Executive Director	Kayla Murray, Staff Attorney TCEQ, MC-175 P.O. Box 13087 Austin, TX 78711-3087	Tel: (512) 239-0600 Fax: (512) 239-0606
Office of Public Interest Counsel	Blas J. Coy, OPIC TCEQ, MC-103 P.O. Box 13087 Austin, TX 78711-3087	Tel: (512) 239-6363 Fax: (512) 239-6377
Wellborn Special Utility District	Leonard Dougal Jackson Walker, L.L.P. 100 Congress Avenue, Suite 1100 Austin, TX 78701	Tel: (512) 236-2000 Fax: (512) 236-2002
Main Street Homes-CS	Mark Zeppa Law Offices of Mark H. Zeppa, P.C. 4833 Spicewood Springs Road Suite 202 Austin, TX 78759-8436	Tel: (512) 346-4011 Fax: (512) 346-6847
The Honorable Lilo D. Pomerleau Administrative Law Judge	SOAH 300 W. 15 <sup>th</sup> Street, Ste. 504 Austin, TX 78711-3025	Tel: (512) 475-4993 Fax: (512) 475-4994
Office of the Chief Clerk	TCEQ P.O. Box 13087 (MC-105) Austin, TX 78711-3087	Tel: (512) 239-3000 Fax: (512) 239-3311

  
\_\_\_\_\_  
William D. Dugat III

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