



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

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

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PUBLIC UTILITY COMMISSION  
FILING CLERK

APPLICATION OF THE CITY OF §  
COLLEGE STATION TO AMEND §  
SEWER CERTIFICATES OF §  
CONVENIENCE AND NECESSITY §  
IN BRAZOS COUNTY §

BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS

**MOTION TO WITHDRAW**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

J.W. McFarlane, Trustee, Edward and Sue Valenta, Mary Chester Dubois Trust and Lionel Pierre, II Trust, Eliza Wooten Ryder, Sean Eubanks, Peach Creek Partners, Ltd., McFarlane Interests, Ltd., Paul Clark, Duckhaven HOA, Duckhaven, Ltd., Indian Lakes HOA, and Smiling Mallard Development, Ltd., parties in the above referenced matter, file this Motion to Withdraw.

I.

J.W. McFarlane, Trustee, Edward and Sue Valenta, Mary Chester Dubois Trust and Lionel Pierre, II Trust, Eliza Wooten Ryder, Sean Eubanks, Peach Creek Partners, Ltd., McFarlane Interests, Ltd., Paul Clark, Duckhaven HOA, Duckhaven, Ltd., Indian Lakes HOA, and Smiling Mallard Development, Ltd. have reached an agreement with the City of College Station, and they hereby move to withdraw as parties in the above referenced matter.

Respectfully submitted,

Robin A. Melvin  
State Bar No. 13929590  
GRAVES, DOUGHERTY, HEARON & MOODY,  
A Professional Corporation  
401 Congress Avenue, Suite 2200  
Austin, Texas 78701  
(512) 480-5600  
(512) 480-5688 - Fax

By:

  
Robin A. Melvin

**ATTORNEYS FOR PROTESTANTS**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing has been served by first class mail, on this the 1<sup>st</sup> day of November, 2006, to:

**SOAH**

Honorable Lilo D. Pomerleau  
Administrative Law Judge  
State Office of Administrative Hearings  
300 West 15<sup>th</sup> Street, Suite 504  
Austin, Texas 78701

**City of College Station**

Bill Dugat  
Bickerstaff, Heath, Pollan & Caroom  
816 Congress Avenue, Suite 1700  
Austin, Texas 78701

**Office of Public Interest Counsel**

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MC-103  
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Austin, Texas 78711-3087

**Office of the Chief Clerk**

LaDonna Castanuela  
Office of the Chief Clerk  
P.O. Box 13087  
Austin, Texas 78711-3087

**Wellborn Special Utility District**

Leonard H. Dougal  
Jackson Walker LLP  
100 Congress Avenue, Suite 1100  
Austin, Texas 78701

**Main Street Homes – CS**

Mark Zeppa  
Law Office of Mark. H. Zeppa, PC  
4833 Spicewood Springs Road  
Suite 202  
Austin, Texas 78759-8436

**TCEQ Executive Director**

Paul Tough, Staff Attorney  
TCEQ, Environmental Law Division  
P.O. Box 13087, MC-173  
Austin, Texas 78711

**Stella H. Wilkes**

9552 River Road  
College Station, Texas 77845



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November 1, 2006

Rommel Corro, Docket Clerk  
State Office of Administrative Hearings  
300 West 15th Street, Suite 502  
P.O. Box 13025  
Austin, Texas 78711-3025

Via Messenger

Re: SOAH Docket No. 582-06-1697; TCEQ Docket No. 2005-2092 UCR; Application of the City of College to Amend Sewer Certificates of Convenience and Necessity in Brazos County; Before the State Office of Administrative Hearings


Dear Mr. Corro:

Please find enclosed the original and one (1) copy of our Motion to Withdraw. Please file the original, and return a file marked copy to our courier.

Thank you and please call with any questions or concerns.

Yours truly,

GRAVES, DOUGHERTY, HEARON & MOODY  
A Professional Corporation

By:   
Robin A. Melvin

RAM/mah  
Enclosures  
cc: Service List