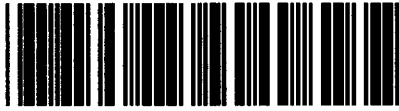


Control Number: 44069



Item Number: 60

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

44069

RECEIVED

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

2015 JAN -7 AM 9:38

PUBLIC UTILITY COMMISSION

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

UNOPPOSED MOTION TO ABATE SCHEDULE

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

The City of College Station ("College Station") files this unopposed motion to abate the prehearing schedule.

BACKGROUND

A preliminary hearing in the above-captioned matter was held on June 6, 2006. In Order No. 1, the ALJ set out the prehearing and hearing schedule under which discovery commences on August 7, 2006. Since the date of the preliminary hearing, the parties have diligently pursued settlement.

MOTION FOR ABATEMENT

The parties have been unable to complete settlement negotiations before the time that discovery is to commence under Order No. 1. The parties do not wish to incur the time and expense of discovery while conducting settlement negotiations.

CONCLUSION

College Station requests a 60 day abatement to conduct settlement. In the event settlement is not completed, College Station will submit a status report to the ALJ on or before October 3, 2006. In the status report, College Station will coordinate with the parties and submit a revised schedule or request additional time for settlement, whichever is necessary. Counsel for

College Station has conferred with Leonard Dugat, counsel for Wellborn Special Utility District; Mark Zeppa, counsel for Main Street Homes CS; Robin Melvin, counsel for various persons and organizations; David Klem, counsel for the Executive Director; and, Stella Wilkes, all who concur with this request.

Respectfully submitted,

BICKERSTAFF, HEATH, POLLAN
& CARGOM, L.L.P.

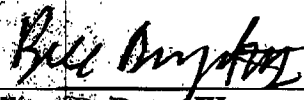
816 Congress Avenue, Suite 1700

Austin, TX 78701

Tel: (512) 472-8021

Fax: (512) 320-5638

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 3rd day of August, 2006, a true and complete copy of the foregoing was sent to the following by facsimile, overnight delivery, or by first class mail:

Parties	Representative / Address	Phone
TCEQ Executive Director	Daryl Klein, Staff Attorney TCEQ, MC-175 P.O. Box 13087 Austin, TX 78711-3087	Tel: (512) 239-1297 Fax: (512) 239-0606
Office of Public Interest Counsel	Blair J. Coy, OPIC TCEQ, MC-103 P.O. Box 13087 Austin, TX 78711-3087	Tel: (512) 239-6363 Fax: (512) 239-6377
Peach Creek Partners, Ltd.; J.W. McFarlane, Trustee; Edward & Sue Valenta; McFarlane Interests, Ltd.; Mary Chester Dubois Trust & Lionel Pierre II Trust; Eliza Wooten Ryder; Sean Eubanks; Duck Haven, Ltd.; Duck Haven HOA; Smiling Mallard Development, Ltd.; Indian Lakes HOA; Paul Clarke	Robin McIlvin Graves, Dougherty, Hearon & Moody 401 Congress Avenue, Suite 2200 Austin, TX 78701	Tel: (512) 480-5600 Fax: (512) 478-1976
Wellborn Special Utility District	Leonard Doegal 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
Stella Wilkes	Stella Wilkes 9552 River Road College Station, TX 77845	
The Honorable Lilo D. Pomerleau Administrative Law Judge	SOAH 300 W. 15th 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

Will D. Dugat III

 William D. Dugat III

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DATE: August 3, 2006

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David Klein	239-1297	239-0606
Blas J. Coy	239-6363	239-6377
Robin Melvin	480-5600	478-1976
Leonard Dengal	236-2000	236-2002
Mark Zeppa	346-4011	346-6847
Honorable Lilo D. Pomerleau	475-4993	475-4994
TCEQ Chief Clerk	239-3000	239-3311

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