

532-12-6658

Sumario	Solicitud para ser designada a una Parte de la audiencia mencionada y autorización de un representante en el procedimiento de la siguiente manera:
Declaración	<p>Nosotros, los firmantes, somos de Agua Texas, y designamos a <u>CLAVIS LA FLOU</u> cliente de Agua Texas, para que nos represente en la audiencia anterior. Como no podemos estar presentes en la audiencia preliminar solicitamos ser parte en los procedimientos representados por la persona anteriormente de todas las cuestiones relacionadas a la tasa de cambio propuesto. Todas las cuestiones se incluyen, pero no se limita al descubrimiento, el debate, el testimonio, la negociación y / o de liquidación. Por otra parte, estamos de acuerdo en mantener a la persona anteriormente designada e inofensiva en esta representación en nuestro nombre.</p>

Nombre (Letra de Imprimata)	Firma	Dirección	Ciudad / Subdivisión	Fecha
Pablo Toca	Pablo Toca	603 Deerview	Fredericksburg, Bexarwood	7-8-12
Tomas Albiter	Tomas Albiter	607 Deerview	Fredericksburg, Bexarwood	7-8-12
Daysi Aguilar	Daysi Aguilar	1008 Gohmann Ln	Fredericksburg, Bexarwood	7-8-12
Eusebio Castruita	Eusebio Castruita	760 Eberle LN	Fredericksburg, Bexarwood	7-8-12
ART & JAY ESENSEE	Art & Jay Eensee	510 PEAR Hollow	Fredericksburg, Bexarwood	7-8-12
Franci Avilar	Franci Avilar	501 Deer Pt	Fredericksburg, Bexarwood	7-8-12
Laverne F. Hodges	Laverne F. Hodges	622 Deerview	Fredericksburg, Bexarwood	7-8-12
Angel Jaimez	Angel Jaimez	611 Deerview	Fredericksburg, Bexarwood	7-9-12
ALBERTA ALBERTA	Alberta Albert	616 Deerview	Fredericksburg, Bexarwood	7-8-12

Propuesta Tasa de Cambio de Agua Texas Audencia Preliminar SO *Expediente*

582-12-6658

Sumario	Solicitud para ser designada a una Parte de la audiencia mencionada y autorizacion de un representante en el procedimiento de la siguiente manera:
Declaración	Nosotros, los firmantes, somos de Agua Texas, y designamos a <u>CLAVIS LAFFERT</u> , cliente de Agua Texas, para que nos represente en la audiencia anterior. Como no podemos estar presentes en la audiencia preliminar solicitamos ser parte en los procedimientos representados por la persona anteriormente de todas las cuestiones relacionadas a la tasa de cambio propuesto. Todas las cuestiones se incluyen, pero no se limita al descubrimiento, el debate, el testimonio, la negociación y / o de liquidación. Por otra parte, estamos de acuerdo en mantener a la persona anteriormente designada e inofensiva en esta representación en nuestro nombre.

Nombre (Letra de Imprenta)	Firma	Dirección	Ciudad / Subdivisión	Fecha
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Mayako Abitia	<i>Mayako Abitia</i>	503 Decifer	Fredericksburg/Deerweed	7-9-12
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			Fredericksburg/Deerwood	
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			Fredericksburg/Deerwood	
			Fredericksburg/Deerwood	
			Fredericksburg/Deerwood	
			Fredericksburg/Deerwood	
			Fredericksburg/Deerwood	

CCN/11157/582-12-6876
SO/20130910/pleadings

SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR

PETITION UNDER TEXAS WATER	§	BEFORE THE STATE OFFICE
CODE SECTION 13.254(a) FROM	§	
THE RESIDENTS OF LAKE	§	
ROCKWALL ESTATES TO REVOKE	§	
A PORTION OF CERTIFICATE OF	§	OF
CONVENIENCE AND NECESSITY	§	
NO. 11157 FROM AQUA UTILITIES,	§	
INC., D/B/A AQUA TEXAS, INC. IN	§	
ROCKWALL COUNTY, APPLICATION	§	
NOS. 37110-C AND 37111-C	§	ADMINISTRATIVE HEARINGS

ORDER NO. 9
GRANTING MOTION TO DISMISS

On September 9, 2013, the Residents of Lake Rockwall Estates filed a motion to dismiss stating that all matters in controversy had been settled.

Therefore, it is ORDERED: The case is DISMISSED from the docket of the State Office of Administrative Hearings.

SIGNED September 10, 2013.

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CENTRAL FILE ROOM



KERRIE JO QUALTROUGH
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: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
REFERRING AGENCY CASE: 2012-0885-UCR

**STATE OFFICE OF ADMINISTRATIVE
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RESIDENTS OF LAKE ROCKWALL ESTATES

TCEQ APPLICATION NO. 37125-C

RESIDENTS OF LAKE ROCKWALL ESTATES	§	BEFORE THE TEXAS
	§	
V.	§	COMMISSION ON
	§	
AQUA UTILITIES, INC./AQUA	§	ENVIRONMENTAL
DEVELOPMENT, INC. D/B/A	§	
AQUA TEXAS, INC.	§	QUALITY

PETITIONER'S MOTION TO DISMISS

TO THE HONORABLE COURT:

COMES NOW, Residents of Lake Rockwall Estates, Petitioners in the above-entitled and numbered cause, moving to dismiss the claims asserted in this action and in support thereof show as follows:

I.

The Parties to this action have compromised and settled all matters in controversy in this action. Upon completion of the sale of the utility service to Lake Rockwall Estates to the City of Rockwall, the Petitioners have agreed to dismiss their complaint stated in this action with prejudice to the refiling of the same. This Motion, being presented after such transfer, is made for the purposes of fulfilling all conditions of settlement.

WHEREFORE, PREMISES CONSIDERED, Petitioners request that this Court grant this motion and dismiss the Petitioner's claims as stated in their Petition and any amendments thereto with prejudice to the refiling of the same.

Respectfully submitted,

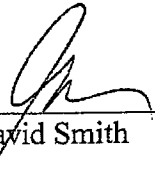
LAW OFFICES OF G. DAVID SMITH P.C.
Attorneys for Petitioners

By: 

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Ryan K. Lee
Texas Bar #24070129
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Rockwall, Texas 75087
(972) 771-2579
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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above and foregoing Motion to Dismiss was served upon all interested parties in this action on this the 29th day of April, 2013.


G. David Smith

TCEQ APPLICATION NO. 37125-C

RESIDENTS OF LAKE ROCKWALL ESTATES § BEFORE THE TEXAS
V. § COMMISSION ON
AQUA UTILITIES, INC./AQUA § ENVIRONMENTAL
DEVELOPMENT, INC. D/B/A § QUALITY
AQUA TEXAS, INC. §

ORDER OF DISMISSAL WITH PREJUDICE

On this the _____ day of _____, 2013, came on to be considered the Petitioners' Motion to Dismiss in the above-entitled and numbered case. The Court, after consideration of the same, finds it is of merit and should be granted.

IT IS ORDERED that the complaints set forth in the above and foregoing action be and hereby is DISMISSED with prejudice to the Petitioners for the refiling of the same. Any costs associated with this action shall be borne by the party incurring the same.

SIGNED THIS THE _____ DAY OF _____, 2013.

PRESIDING ADMINISTRATIVE LAW JUDGE

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2013 MAY -6 PM 3: 50

CHIEF CLERKS OFFICE

SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR

PETITION UNDER TEXAS WATER §
CODE SECTION 13.254(a) FROM §
THE RESIDENTS OF LAKE §
ROCKWALL ESTATES TO REVOKE §
A PORTION OF CERTIFICATE OF §
CONVENIENCE AND NECESSITY §
NO. 11157 FROM AQUA UTILITIES, §
INC., D/B/A AQUA TEXAS, INC. IN §
ROCKWALL COUNTY, APPLICATION §
NOS. 37110-C AND 37111-C §

BEFORE THE STATE OFFICE

OF


ADMINISTRATIVE HEARINGS

**ORDER NO. 8
GRANTING REQUEST FOR EXTENSION**

On May 3, 2013, the Residents of Lake Rockwall Estates filed a letter stating that the parties had reached settlement. The Residents requested 60 days to submit the appropriate dismissal documents.

Therefore, it is ORDERED: The case is ABATED until July 2, 2013 to allow the parties to prepare and submit the necessary documents for dismissal.

SIGNED May 6, 2013.


KERRIE JO QUALTROUGH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2013 MAY -6 PM 2:43

CHIEF CLERKS OFFICE

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AGENCY: Environmental Quality, Texas Commission on (TCEQ)
STYLE/CASE: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
REFERRING AGENCY CASE: 2012-0885-UCR

**STATE OFFICE OF ADMINISTRATIVE
HEARINGS**

ADMINISTRATIVE LAW JUDGE
ALJ KERRIE QUALTROUGH

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DATE: 05/06/2013
NUMBER OF PAGES INCLUDING THIS COVER SHEET: 4
REGARDING: ORDER NO. 8
DOCKET NUMBER: 582-12-6876

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CHIEF CLERKS OFFICE
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

**SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR**

**PETITION UNDER TEXAS WATER §
CODE SECTION 13.254(a) FROM §
THE RESIDENTS OF LAKE §
ROCKWALL ESTATES TO REVOKE §
A PORTION OF CERTIFICATE OF §
CONVENIENCE AND NECESSITY §
NO. 11157 FROM AQUA UTILITIES, §
INC., D/B/A AQUA TEXAS, INC. IN §
ROCKWALL COUNTY, APPLICATION §
NOS. 37110-C AND 37111-C §**

BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS


*OFFICE OF THE CLERK
MAR 7 2013 1:20 PM
COMMISSIONER
STATE OFFICE*

**ORDER NO. 7
GRANTING REQUEST FOR EXTENSION**

On February 26, 2013, the Residents of Lake Rockwall Estates filed a letter stating that the parties had reached settlement. The Residents requested 60 days to submit the appropriate dismissal documents.

Therefore, it is ORDERED: The case is **ABATED** until **May 3, 2013** to allow the parties to prepare and submit the necessary documents for dismissal.

SIGNED March 7, 2013.


**KERRIE JO QUALTROUGH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS**

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AGENCY: Environmental Quality, Texas Commission on (TCEQ)
STYLE/CASE: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
REFERRING AGENCY CASE: 2012-0885-UCR

**STATE OFFICE OF ADMINISTRATIVE
 HEARINGS**

ADMINISTRATIVE LAW JUDGE
ALJ KERRIE QUALTROUGH

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DATE: **03/07/2013**
NUMBER OF PAGES INCLUDING THIS COVER SHEET: **4**
REGARDING: **ORDER NO. 7**
DOCKET NUMBER: **582-12-6876**

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OFFICE OF JUSTICE

2013-03-07 PM 1:20

COMMISSION ON ENVIRONMENTAL QUALITY

SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR


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INC., D/B/A AQUA TEXAS, INC. IN	§	
ROCKWALL COUNTY, APPLICATION	§	
NOS. 37110-C AND 37111-C	§	ADMINISTRATIVE HEARINGS

ORDER NO. 6
GRANTING REQUEST FOR EXTENSION

On February 1, 2013, the Residents of Lake Rockwall Estates filed an agreed request to extend the deadline to submit a procedural schedule. The parties requested that the deadline be extended until March 1, 2013, to allow the parties additional time to conclude settlement.

Therefore, it is ORDERED: The February 1, 2013 request to extend the deadline to submit a procedural schedule is **GRANTED**, and the parties have until **March 1, 2013**, to submit an agreed procedural schedule.

SIGNED February 4, 2013.


KERRIE JO QUALTROUGH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OFFICE OF ADMINISTRATIVE HEARINGS

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STYLE/CASE: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
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DATE: 02/04/2013
NUMBER OF PAGES INCLUDING THIS COVER SHEET: 4
REGARDING: ORDER NO. 6
DOCKET NUMBER: 582-12-6876

JUDGE KERRIE QUALTROUGH

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
DALLAS OFFICE
FEB 04 AM 10:25

SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR


PETITION UNDER TEXAS WATER	§	BEFORE THE STATE OFFICE
CODE SECTION 13.254(a) FROM	§	
THE RESIDENTS OF LAKE	§	
ROCKWALL ESTATES TO REVOKE	§	
A PORTION OF CERTIFICATE OF	§	OF
CONVENIENCE AND NECESSITY	§	
NO. 11157 FROM AQUA UTILITIES,	§	
INC., D/B/A AQUA TEXAS, INC. IN	§	
ROCKWALL COUNTY, APPLICATION	§	
NOS. 37110-C AND 37111-C	§	ADMINISTRATIVE HEARINGS

ORDER NO. 6
GRANTING REQUEST FOR EXTENSION

On February 1, 2013, the Residents of Lake Rockwall Estates filed an agreed request to extend the deadline to submit a procedural schedule. The parties requested that the deadline be extended until March 1, 2013, to allow the parties additional time to conclude settlement.

Therefore, it is ORDERED: The February 1, 2013 request to extend the deadline to submit a procedural schedule is GRANTED, and the parties have until March 1, 2013, to submit an agreed procedural schedule.

SIGNED February 4, 2013.



KERRIE JO QUALTROUGH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

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AGENCY: Environmental Quality, Texas Commission on (TCEQ)
STYLE/CASE: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
REFERRING AGENCY CASE: 2012-0885-UCR

**STATE OFFICE OF ADMINISTRATIVE
HEARINGS**

ADMINISTRATIVE LAW JUDGE
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RESIDENTS OF LAKE ROCKWALL ESTATES

SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR


PETITION UNDER TEXAS WATER	§	BEFORE THE STATE OFFICE
CODE SECTION 13.254(a) FROM	§	
THE RESIDENTS OF LAKE	§	
ROCKWALL ESTATES TO REVOKE	§	
A PORTION OF CERTIFICATE OF	§	OF
CONVENIENCE AND NECESSITY	§	
NO. 11157 FROM AQUA UTILITIES,	§	
INC., D/B/A AQUA TEXAS, INC. IN	§	
ROCKWALL COUNTY, APPLICATION	§	
NOS. 37110-C AND 37111-C	§	ADMINISTRATIVE HEARINGS

ORDER NO. 5
GRANTING REQUEST FOR EXTENSION

On December 18, 2012, the Residents of Lake Rockwall Estates filed an agreed request to extend the deadline to submit a procedural schedule. The parties requested that the deadline be extended until February 1, 2013, to allow the parties to conclude settlement.

Therefore, it is ORDERED: The December 18, 2012 request to extend the deadline to submit a procedural schedule is **GRANTED**, and the parties have until **February 1, 2013**, to submit an agreed procedural schedule.

SIGNED December 19, 2012.


KERRIE JO QUALTROUGH
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: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
REFERRING AGENCY CASE: 2012-0885-UCR

STATE OFFICE OF ADMINISTRATIVE
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ADMINISTRATIVE LAW JUDGE
ALJ KERRIE QUALTROUGH

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RESIDENTS OF LAKE ROCKWALL ESTATES

Virginia Gonzales

From: XMediusFAX@soah.state.tx.us
Sent: Wednesday, December 19, 2012 10:05 AM
To: Virginia Gonzales
Subject: Broadcast Completed: 582-12-6876; Order No. 5
Attachments: 0B74FC76-2D41-4CA4-929D-1C9C0DA92BBA-4368-BR.pdf

Time Submitted : Wednesday, December 19, 2012 9:58:11 AM CT
Time Completed : Wednesday, December 19, 2012 10:05:21 AM CT
Nb of Success Items : 9
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Status	Time Sent	Pages Sent	Duration	Remote CSID	Destination	Error Code
Success	Wednesday, December 19, 2012 9:59:07 AM CT	4	51	5122395321	2396377	0
Success	Wednesday, December 19, 2012 9:59:19 AM CT	4	66	2103490041	12103490041	0
Success	Wednesday, December 19, 2012 9:59:18 AM CT	4	65	972 771 0513	19727710513	0
Success	Wednesday, December 19, 2012 9:59:19 AM CT	4	56	5122390606	2390606	0
Success	Wednesday, December 19, 2012 10:00:18 AM CT	4	64	512 474 9888	4749888	0
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Success	Wednesday, December 19, 2012 10:00:25 AM CT	4	61	512 474 6704	4746704	0
Success	Wednesday, December 19, 2012 10:04:26 AM CT	4	69	972 771 0513	19727710513	0
Success	Wednesday, December 19, 2012 10:05:11 AM CT	4	61	5122390606	2390606	0

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DATE 12/19/2012
NUMBER OF PAGES INCLUDING THIS COVER SHEET: 4
REGARDING ORDER NO. 5 GRANTING REQUEST FOR EXTENSION
DOCKET NUMBER: 582-12-6876

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TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR

2012 DEC 19 AM 10:00

CHIEF CLERKS OFFICE

PETITION UNDER TEXAS WATER
CODE SECTION 13.254(a) FROM
THE RESIDENTS OF LAKE
ROCKWALL ESTATES TO REVOKE
A PORTION OF CERTIFICATE OF
CONVENIENCE AND NECESSITY
NO. 11157 FROM AQUA UTILITIES,
INC., D/B/A AQUA TEXAS, INC. IN
ROCKWALL COUNTY, APPLICATION
NOS. 37110-C AND 37111-C

§
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BEFORE THE STATE OFFICE

OF


ADMINISTRATIVE HEARINGS

**ORDER NO. 5
GRANTING REQUEST FOR EXTENSION**

On December 18, 2012, the Residents of Lake Rockwall Estates filed an agreed request to extend the deadline to submit a procedural schedule. The parties requested that the deadline be extended until February 1, 2013, to allow the parties to conclude settlement.

Therefore, it is ORDERED: The December 18, 2012 request to extend the deadline to submit a procedural schedule is **GRANTED**, and the parties have until **February 1, 2013**, to submit an agreed procedural schedule.

SIGNED December 19, 2012.


**KERRIE JO QUALTROUGH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS**

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AGENCY: Environmental Quality, Texas Commission on (TCEQ)
STYLE/CASE: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
REFERRING AGENCY CASE: 2012-0885-UCR

**STATE OFFICE OF ADMINISTRATIVE
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DATE 12/19/2012
NUMBER OF PAGES INCLUDING THIS COVER SHEET: 4
REGARDING: ORDER NO. 5 GRANTING REQUEST FOR EXTENSION
DOCKET NUMBER: 582-12-6876

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2012 DEC 19 AM 10:00
CHIEF CLERKS OFFICE

SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR


PETITION UNDER TEXAS WATER	§	BEFORE THE STATE OFFICE
CODE SECTION 13.254(a) FROM	§	
THE RESIDENTS OF LAKE	§	
ROCKWALL ESTATES TO REVOKE	§	
A PORTION OF CERTIFICATE OF	§	OF
CONVENIENCE AND NECESSITY	§	
NO. 11157 FROM AQUA UTILITIES,	§	
INC., D/B/A AQUA TEXAS, INC. IN	§	
ROCKWALL COUNTY, APPLICATION	§	
NOS. 37110-C AND 37111-C	§	ADMINISTRATIVE HEARINGS

ORDER NO. 4
GRANTING REQUEST FOR EXTENSION

On November 27, 2012, the Residents of Lake Rockwall Estates filed an agreed request to extend the deadline to submit a procedural schedule. The parties requested that the deadline be extended until December 17, 2012 to allow the parties to attempt settlement.

Therefore, it is ORDERED: The November 27, 2012 request to extend the deadline to submit a procedural schedule is **GRANTED**, and the parties have until **December 17, 2012** to submit an agreed procedural schedule.

SIGNED December 5, 2012.


KERRIE JO QUALTROUGH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OFFICE OF ADMINISTRATIVE HEARINGS

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SERVICE LIST

AGENCY: Environmental Quality, Texas Commission on (TCEQ)
STYLE/CASE: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
REFERRING AGENCY CASE: 2012-0885-UCR

STATE OFFICE OF ADMINISTRATIVE
HEARINGS

ADMINISTRATIVE LAW JUDGE
ALJ KERRIE QUALTROUGH

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10/19/2012

DATE:

4

NUMBER OF PAGES INCLUDING THIS COVER SHEET:

ORDER NO. 3 - GRANTING REQUEST FOR EXTENSION

REGARDING:

582-12-6876

DOCKET NUMBER:

JUDGE KERRIE QUALTROUGH

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SOAH DOCKET NO. 582-12-6876
TCEQ DOCKET NO. 2012-0885-UCR


PETITION UNDER TEXAS WATER § BEFORE THE STATE OFFICE
CODE SECTION 13.254(a) FROM §
THE RESIDENTS OF LAKE §
ROCKWALL ESTATES TO REVOKE §
A PORTION OF CERTIFICATE OF § OF
CONVENIENCE AND NECESSITY §
NO. 11157 FROM AQUA UTILITIES, §
INC., D/B/A AQUA TEXAS, INC. IN §
ROCKWALL COUNTY, APPLICATION §
NOS. 37110-C AND 37111-C § ADMINISTRATIVE HEARINGS

ORDER NO. 3
GRANTING REQUEST FOR EXTENSION

On October 18, 2012, the attorney representing the Residents of Lake Rockwall Estates filed an agreed request to extend the deadline to submit a procedural schedule. The parties requested that the deadline be extended until November 30, 2012 to allow the parties to attempt settlement.

Therefore, it is ORDERED: The October 18, 2012 request to extend the deadline to submit a procedural schedule is GRANTED, and the parties have until November 30, 2012 to submit an agreed procedural schedule.

SIGNED October 19, 2012.


KIRRIE JO QUALTROUGH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

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AGENCY: Environmental Quality, Texas Commission on (TCEQ)
STYLE/CASE: AQUA UTILITIES, INC. DBA AQUA TEXAS, INC.
SOAH DOCKET NUMBER: 582-12-6876
REFERRING AGENCY CASE: 2012-0885-UCR

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ADMINISTRATIVE LAW JUDGE
ALJ KERRIE QUALTROUGH

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Attachments: C67CCE20-AECC-483F-9B48-BCE39362DFC8-27287-BR.pdf

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Time Completed : Friday, October 19, 2012 4:13:48 PM CT
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REGARDING: **ORDER NO. 2 - REQUIRING PARTIES TO CONFER AND SUBMIT PROCEDURAL SCHEDULE**

DOCKET NUMBER:

582-12-6876

JUDGE KERRIE QUALTROUGH

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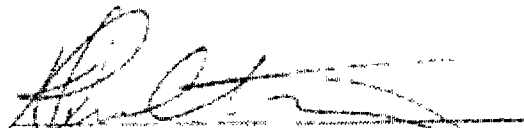
**ORDER NO. 2
REQUIRING PARTIES TO CONFER AND
SUBMIT PROPOSED PROCEDURAL SCHEDULE**

On October 1, 2012, the Administrative Law Judge (ALJ) received the mediator's report, which stated that mediation was unsuccessful. Therefore, this case has been returned to the ALJ and a procedural schedule governing this case must be set.

Therefore it is ORDERED:

1. The parties shall confer and come to an agreement on a procedural schedule that may include a briefing schedule for any legal issues presented in this case.
2. The parties may choose to defer submitting a complete procedural schedule until the legal issues have been ruled upon by the ALJ.
3. If the parties choose to submit a complete procedural schedule, that schedule must contain, at a minimum, deadlines for discovery and prefiled testimony, and three alternative dates for the evidentiary hearing.
4. The Petitioner must submit this proposed procedural schedule by **October 19, 2012.**

SIGNED October 2, 2012.


KIERRIE JO QU ALTROUGH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

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Time Submitted : Tuesday, October 2, 2012 2:32:51 PM CT
Time Completed : Tuesday, October 2, 2012 2:34:55 PM CT
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MEDIATOR'S REPORT

On September 27, 2012, all parties participated in mediation. The parties did not reach agreement during the mediation. Therefore, this matter should proceed to a contested case hearing.

SIGNED October 1, 2012.


WENDY K. L. HARVEL
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

cc: Attorneys in case
Judge Renee Rusch

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