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SOAH DOCKET NO. 473-15-2671.WS
P. U. C. DOCKET NO. 44463

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PUBLIC UTILITY COMMISSION
FILING CLERK

PETITION OF BLUEBERRY HILLS
WATER WORKS, LLC APPEALING
A DECISION BY THE CITY OF
BEEVILLE TO CHANGE WHOLESALE
WATER RATES

§
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§

BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

CITY OF BEEVILLE'S PROPOSED ORDERS REGARDING
REQUEST FOR INTERIM RATES

Pursuant to SOAH Order No. 3, the City of Beeville ("Beeville") is providing the Administrative Law Judge ("ALJ") with two proposed orders, attached hereto. Beeville is requesting that the ALJ deny the request by Blueberry Hills Water Works, LLC that an interim rate be established. Beeville is also requesting in the alternative, that if the ALJ determines to establish an interim rate, the ALJ should establish the existing rates of Beeville as the interim rate.

Respectfully submitted,

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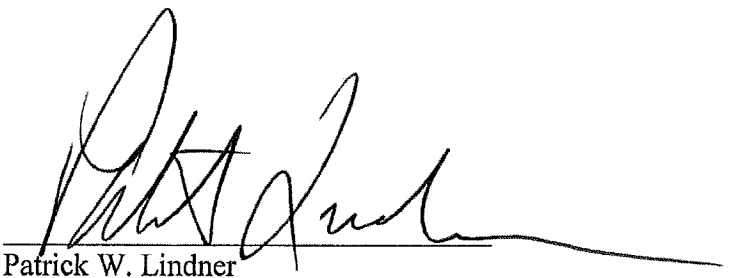
**ATTORNEYS FOR CITY OF BEEVILLE,
TEXAS**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been sent by via hand delivery, facsimile, electronic mail, overnight mail, ~~US~~ mail and/or Certified Mail Return Receipt Requested to the following persons on this 27th day of April, 2015:

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PETITION OF BLUEBERRY HILLS	§	BEFORE THE STATE OFFICE
WATER WORKS, LLC APPEALING	§	
A DECISION BY THE CITY OF	§	OF
BEEVILLE TO CHANGE WHOLESALE	§	
WATER RATES	§	ADMINISTRATIVE HEARINGS

SOAH ORDER NO. 5
DENYING INTERIM RATES

On April 30, 2015, the ALJ heard oral arguments from the parties regarding whether an interim rate should be established in this case. Having heard the arguments and reviewed the admissible evidence submitted by the parties, the ALJ is not persuaded that interim rates are appropriate. The ALJ is not persuaded that Blueberry Hills Water Works, LLC has shown that the existing rates of the City of Beeville create an unreasonable economic hardship on Blueberry Hills Water Works, LLC or its customers. Therefore, the ALJ denies the Motion for Interim Rates filed by Blueberry Hills Water Works, LLC.

Signed _____, 2015.

STEVEN D. ARNOLD
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

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PETITION OF BLUEBERRY HILLS	§	BEFORE THE STATE OFFICE
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BEEVILLE TO CHANGE WHOLESALE	§	
WATER RATES	§	ADMINISTRATIVE HEARINGS

**SOAH ORDER NO. 5
ESTABLISHING INTERIM RATES**

On April 30, 2015, the ALJ heard oral arguments from the parties regarding whether an interim rate should be established in this case. Having heard the arguments and reviewed the admissible evidence submitted by the parties, the ALJ is not persuaded that Blueberry Hills Water Works, LLC has shown that the existing rates of the City of Beeville create an unreasonable economic hardship on Blueberry Hills Water Works, LLC or its customers. Therefore, the ALJ orders interim rates to be in effect until this case is finally decided or the City of Beeville subsequently adopts an ordinance revising the rates payable by Blueberry Hills Water Works, LLC, whichever event occurs first in time, in the amount of the existing rates currently in effect, as follows:

- 1) Monthly Service Availability fee of \$600 based upon a 6-inch meter.
- 2) Volumetric charge equal to \$4.00 per thousand gallons.
- 3) A monthly pro rata reimbursement charge of \$574 until both the petitioner and respondent inform the ALJ that the total amount paid for the pro rata charge has been paid and received.

The interim rates shall take effect immediately upon the filing of this Order.

Signed _____, 2015.

STEVEN D. ARNOLD
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARING