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

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

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

Blueberry Hills Water Works, LLC (Blueberry), the Petitioner, files this motion for an order authorizing the withdrawal of Blueberry's petition appealing a decision by the City of Beeville Texas (Beeville) to change wholesale water rates in the above referenced case without prejudice to refiling of the same pursuant to PUC. Rule §22.181 (b) after the closing of the sale of Blueberry's water distribution system to Beeville on July 14, 2016. In support of this motion, Blueberry respectfully shows the following:

1. On February 24, 2016, Blueberry and Beeville entered into a compromise and settlement agreement that resolves all water utility rate disputes between the parties at this time because Beeville has agreed to purchase Blueberry's water utility system.

2. The Public Utility Commission of Texas (PUC) has reviewed the sale-transfer-merger application that was filed by Beeville in PUC Docket No. 45705. On June 15, 2016, the PUC issued Order No. 5 that authorized and approved the sale of Blueberry's water distribution system to Beeville and ordered the transaction to proceed.

3. Blueberry respectfully request an order from the ALJ that authorizes the withdrawal of Blueberry's petition appealing a decision by Beeville to change wholesale water rates in the above referenced case without prejudice to refiling of the same pursuant to PUC. Rule §22.181

(b) because Beeville has agreed to purchase Blueberry's water utility system and Blueberry has shown good cause for the withdrawal of its petition appealing a decision by Beeville to change wholesale water rates in the above referenced case.

Respectfully submitted,

By: /s/ Ronnie Jones

Ronnie Jones
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**ATTORNEY FOR BLUEBERRY HILLS
WATER WORKS, LLP.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been sent by fax to the persons on the service list this 15th day July, 2016:

/s/ Ronnie Jones
Ronnie Jones

SOAH DOCKET NO. 473-15-2671.WS

P. U. C. DOCKET NO. 44463

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. 8

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

On July __, 2016, Blueberry Hills Water Works, LLC (Blueberry) filed motion for an order authorizing the withdrawal of Blueberry's petition appealing a decision by the City of Beeville Texas (Beeville) to change wholesale water rates in the above referenced case without prejudice to refiling of the same pursuant to PUC. Rule §22.181 (b) after the closing of the sale of Blueberry's water distribution system to Beeville on July 14, 2016.

On February 24, 2016, Blueberry and Beeville entered into a compromise and settlement agreement that resolves all water utility rate disputes between the parties at this time because Beeville has agreed to purchase Blueberry's water utility system.

On June 15, 2016, pursuant to Order No. 5 issued in PUC Docket No. 45705, the Public Utility Commission authorized the parties to proceed with the sale and transfer of the assets of Blueberry to Beeville.

Staff did not file an objection to the motion.

Accordingly, based upon the representations of the attorney representing Blueberry, the ALJ authorizes the withdrawal of Blueberry's petition appealing a decision by Beeville to change wholesale water rates in the above referenced case without prejudice to refiling of the same pursuant to PUC. Rule §22.181 (b) because Beeville has agreed to purchase Blueberry's

water utility system and Blueberry has shown good cause for the withdrawal of its petition appealing a decision by Beeville to change wholesale water rates in the above referenced case.

SIGNED July ____ 2016.

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