



Control Number: 44463



Item Number: 53

Addendum StartPage: 0

**SOAH DOCKET NO. 473-15-2671.WS  
PUC DOCKET NO. 44463**

RECEIVED

2016 JUL 20 AM 10:17

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

**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 18, 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 refile of the same pursuant to 16 Texas Administrative Code § 22.181(b) after the closing of the sale of Blueberry's water distribution system to Beeville on July 14, 2016. On the same day, Beeville filed its concurrence in the motion to withdraw the petition.

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.

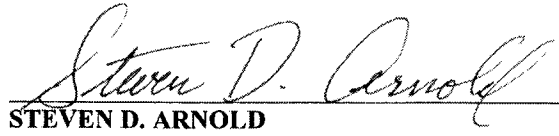
Staff did not file an objection to the motion.

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 refile of the

53 |

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 19, 2016.**

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