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DOCKET NO. 45552

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PUBLIC UTILITY COMMISSION
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APPLICATION OF OLD TAMINA §
WATER SUPPLY CORPORATION TO §
AMEND ITS WATER CERTIFICATE §
OF CONVENIENCE AND NECESSITY §
FOR DUAL CERTIFICATION WITH §
THE CITY OF SHENANDOAH IN §
MONTGOMERY (37615-C) §

PUBLIC UTILITY
COMMISSION
OF TEXAS

OLD TAMINA WATER SUPPLY CORPORATION'S STATUS REPORT

NOW COMES Old Tamina Water Supply Corporation ("Old Tamina") and hereby files its March 1, 2017 Status Report in compliance with the Administrative Law Judge's (ALJ) Order No. 6 Abating Proceeding.

In Order No. 6, the ALJ granted Old Tamina's request to abate this proceeding until litigation between Old Tamina and The City of Shenandoah ("Shenandoah") is resolved.

As of today's date, a settlement has been reached between Old Tamina and Shenandoah, and the litigation has been resolved pending final execution of documents and the filing of an Agreed Motion to Dismiss with the court.

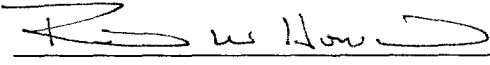
Shenandoah City Council voted to approve the settlement at its February 22, 2017 meeting. Consistent with the settlement terms, on February 28, 2017, Shenandoah emailed to Old Tamina letters granting consent and approval for Old Tamina's applications for dual certification water and sewer certificates of convenience and necessity ("CCN"s) overlapping Shenandoah's existing CCNs. (Copies of the letters are attached hereto as "Exhibit 1" and "Exhibit 2".) By the terms of the settlement, Shenandoah must deliver to Old Tamina a copy of the official approved city council

minutes documenting the council's approval of the settlement. Shenandoah has stated that the minutes will be formally approved and delivered to Old Tamina on or before March 23, 2017. Old Tamina will file for dismissal of the lawsuit within 3 days after delivery.

The lawsuit was pending before the 284th Judicial District Court of Montgomery County, Texas, and was set for trial on March 6, 2017. The court has been notified of the settlement and has removed the trial from its calendar pending completion of the settlement. The court has reset the case for a status check for dispositive documents on March 24, 2017.

Respectfully submitted,

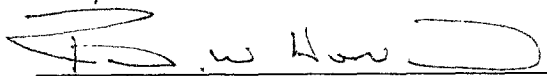
OLD TAMINA WATER SUPPLY CORPORATION

By: 
Ramond W. Howard
Texas Bar No. 10076800
Email: barlife@aol.com
1303 Turtle Creek Dr
Missouri City, TX 77489
Tel. (281) 437-5900
Fax. (281) 416-9517
Attorney for
Old Tamina Water Supply Corporation

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this March 2, 2017, in accordance with 16 TAC § 22.74.


Ramond W. Howard

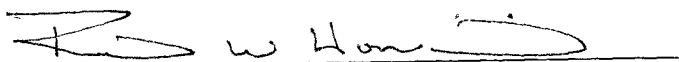
VERIFICATION

STATE OF TEXAS

§

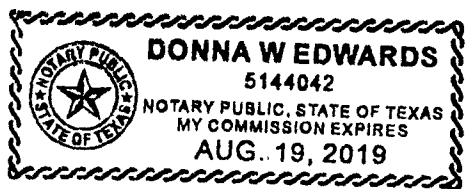
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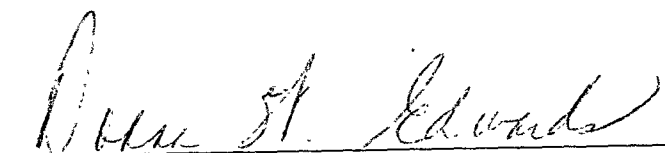
BEFORE ME, the undersigned authority, personally appeared Ramond W. Howard, who stated, upon oath, that the statements made in the foregoing instrument are within his personal knowledge and are true and correct.



Ramond W. Howard

SUBSCRIBED AND SWORN TO BEFORE ME on the 2nd day of March, 2017, by
Ramond W. Howard.





Notary Public, State of Texas

EXHIBIT 1

Public Utility Commission of Texas
Attention: Filing Clerk
1701 N. Congress Avenue
P.O. Box 13326
Austin, TX 78711-3326

RE: Application of Old Tamina Water Supply Corporation to Amend Certificate of Convenience and Necessity (CCN) No. 12289 and to Obtain Dual Certification with a Portion of CCN No. 13146 Held by the City of Shenandoah in Montgomery County, Texas

SUBJ: The City of Shenandoah's Statement of Consent to Allow Dual Certification for the Portions of OTWSC's Proposed Amended Water CCN Service Area Overlapping with the City of Shenandoah's Water CCN No. 13146.


Statement of Consent: The City of Shenandoah hereby consents to enlarge the dual certification for water service with Old Tamina Water Supply Corporation to include the geographic areas shown diagonally hatched on Exhibit A "Tamina Proposed Water CCN," attached hereto.

The City of Shenandoah's consent for dual certification of these additional geographic areas with Old Tamina Water Supply Corporation shall extend to any future applications by Old Tamina Water Supply Corporation for the same or substantially the same geographic areas, irrespective of the application number or docket number.

The persons executing this Statement of Consent warrant and represent that they have been authorized by the City of Shenandoah City Council to execute this Statement on its behalf.


SIGNED and effective on this 28 day of February, 2017.

THE CITY OF SHENANDOAH, TEXAS



M. Ritchey Wheeler, Mayor

ATTEST:



Kathy Reyer, City Secretary

EXHIBIT 2

Public Utility Commission of Texas
Attention: Filing Clerk
1701 N. Congress Avenue
P.O. Box 13326
Austin, TX 78711-3326

RE: Application of Old Tamina Water Supply Corporation to Obtain a Sewer Certificate of Convenience and Necessity (CCN) and to Obtain Dual Certification with a Portion of CCN 21025 held by the City of Shenandoah in Montgomery County, Texas

SUBJ: The City of Shenandoah's Statement of Consent to Allow Dual Certification for the Portions of OTWSC's Proposed Sewer CCN Service Area Overlapping with the City of Shenandoah's Sewer CCN No. 21025.

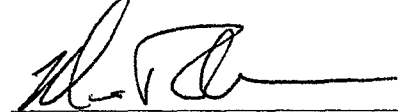
Statement of Consent: The City of Shenandoah hereby consents to dual certification for sewer service with Old Tamina Water Supply Corporation for the geographic area shown crosshatched on Exhibit A "PUC Docket 45988 – Dual Sewer CCN Map," attached hereto.

The City of Shenandoah's consent for dual certification of this geographic area with Old Tamina Water Supply Corporation shall extend to any future applications by Old Tamina Water Supply Corporation for the same or substantially the same geographic area, irrespective of the application number or docket number.

The persons executing this Statement of Consent warrant and represent that they have been authorized by the City of Shenandoah City Council to execute this Statement on its behalf.

SIGNED and effective on this 28 day of February, 2017.

THE CITY OF SHENANDOAH, TEXAS



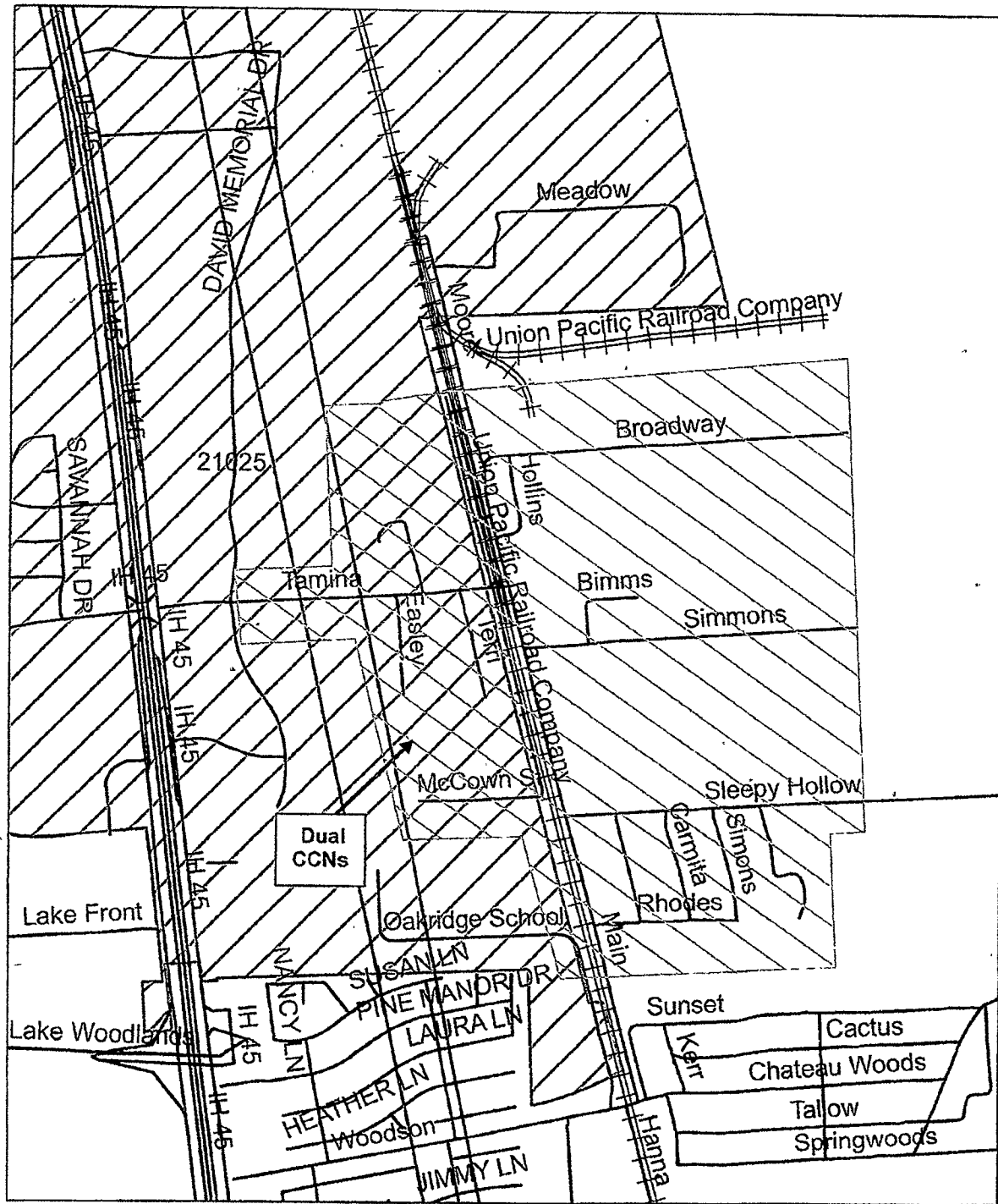
M. Ritchey Wheeler, Mayor

ATTEST







Kathy Reyer, City Secretary

EXHIBIT A
PUC Docket 45988 - Dual Sewer CCN Map



Dual CCN Overlap

-  Old Tamina Proposed Sewer
-  SHENANDOAH SEWER CCN # 21025
-  Railroads_TxDOT
-  Roadways_TxDOT

0 0.1 0.2
Miles



Map by: Phyllis Brown