

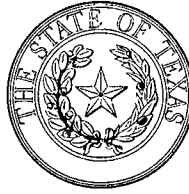
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# State Office of Administrative Hearings



Lesli G. Ginn  
Chief Administrative Law Judge

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PUBLIC UTILITY COMMISSION  
FILING CLERK

December 12, 2017

TO: Stephen Journey, Director  
Commission Advising and Docket Management  
William B. Travis State Office Building  
1701 N. Congress, 7th Floor  
Austin, Texas 78701

VIA FACSIMILE 512/936-7209

RE: SOAH Docket No. 473-16-5296.WS  
PUC Docket No. 45702

*Application of the City of Cibolo for Single Certification in Incorporated Area and to Decertify Portions of Green Valley Special Utility District's Sewer Certificate of Convenience and Necessity in Guadalupe County*

On December 8, 2017, the undersigned Administrative Law Judge (ALJ) issued a letter responding to the exceptions and replies to exceptions to the Proposal for Decision (PFD) in Phase 2 of this case. That letter notes that on December 7, 2017, the City of Cibolo (Cibolo) and the Public Utility Commission of Texas (Commission) staff (Staff) timely filed replies to the exceptions filed by Green Valley Special Utility District (Green Valley). The ALJ's December 8, 2017 letter does not mention Green Valley's replies to exceptions to Cibolo's and Staff's exceptions to the PFD because, although timely filed, Green Valley's replies to exceptions were not listed on the Commission's interchange or received by the State Office of Administrative Hearings until December 11, 2017.

The purpose of this letter is to apprise you that the ALJ has now read Green Valley's replies to exceptions, which do not change the ALJ's recommendations in her December 8, 2017 letter except as noted below. The ALJ regrets issuing this letter so close to the open meeting date. As noted above, the ALJ was unaware until December 11, 2017, that Green Valley had filed replies to exceptions to the Phase 2 PFD.

The ALJ agrees with Green Valley's statement in its replies to exceptions that Cibolo's proposed Finding of Fact No. 35I contains an incorrect date. As Green Valley points out, Staff made the referenced recommendation on August 24, 2017, rather than August 24, 2016. The

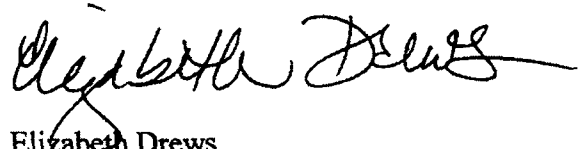
300 W. 15<sup>th</sup> Street, Suite 504, Austin, Texas 78701 / P.O. Box 13025, Austin, Texas 78711-3025  
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ALJ also agrees that if the Commission adds Finding of Fact No. 35I, it would be appropriate to add Green Valley's proposed Finding of Fact 35J.

With the comments in this letter and the December 8, 2017 letter, the Phase 2 PFD is ready for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'Elizabeth Drews', written in a cursive style.

Elizabeth Drews  
Administrative Law Judge

xc: All Parties of Record