



Control Number: 45870



Item Number: 31

Addendum StartPage: 0

**SOAH DOCKET NO. 473-16-4619.WS
PUC DOCKET NO. 45870**

RECEIVED
2016 JUL 25 AM 9:05
PUBLIC UTILITY COMMISSION
FILING CLERK

**FORMAL COMPLAINT OF § BEFORE THE STATE OFFICE
KER-SEVA LTD. § OF
AGAINST THE CITY OF FRISCO § ADMINISTRATIVE HEARINGS**

**SOAH ORDER NO. 1
SCHEDULING PREHEARING CONFERENCE**

On June 14, 2016, the Public Utility Commission of Texas (PUC or Commission) referred this matter to the State Office of Administrative Hearings (SOAH) for hearing and Proposal for Decision (PFD). On July 20, 2016, the Commission issued a preliminary order identifying the issues that must be addressed in this case.

The undersigned SOAH Administrative Law Judges (ALJs) will hold a prehearing conference at 1:00 p.m., August 2, 2016, at the William P. Clements Office Building, Fourth Floor, 300 West 15th Street, Austin, Texas, to consider the following matters:

1. Jurisdiction;
2. Party status and intervention;
3. Pending motions for which the time to respond has passed;
4. A procedural schedule, including a date for the hearing; and
5. Any other matters that may assist in the disposition of this case in a fair and efficient manner.

The parties shall confer prior to the prehearing conference to stipulate to undisputed facts, narrow disputes, and agree on a tentative schedule for the orderly and efficient resolution of above and this entire matter.

Procedural Rules

SOAH adopts by reference the procedural rules of the PUC, 16 Tex. Admin. Code ch. 22, that address the contested case process in matters referred by the PUC and that are not inconsistent with applicable law. 1 Tex. Admin. Code § 155.1(d). When no PUC rule applies, the ALJs will apply SOAH's own general procedural rules. 1 Tex. Admin. Code ch. 155. These above rules and the entire Texas Administrative Code can be found at: [http://texreg.sos.state.tx.us/public/readtac\\$ext.viewtac](http://texreg.sos.state.tx.us/public/readtac$ext.viewtac).

Filing Procedures

The procedures regarding filing and service in PUC case are specified in Subchapter E of the Commission's procedural rules and apply in this proceeding. Pleadings and other filings shall be deemed filed when the proper number of legible copies is presented to the PUC filing clerk for filing. **All pleadings must contain both the SOAH and PUC docket numbers to allow for efficient processing.**

All PUC filings are available for viewing and downloading from the Commission's website (www.puc.state.tx.us). Once there, click at the top under "Filings." Then go to Filings Search, click on "Filings Search" and type in the control number 45870 and press "enter." A list of documents filed in this case will appear and you may access those documents by clicking on the document number.

Service Procedures

As stated above, all documents filed in this case must be filed at the PUC. When a party files a document with the PUC, that party is required to "serve" or provide a copy of that document to every other party. Service on a party may be made by delivery of a copy of the pleading or document to the party's authorized representative or attorney of record either in person; by agent; by courier receipted delivery; by first class mail; by certified mail,

return receipt requested; or by registered mail to such party's address of record, or by facsimile transmission to the recipient's current facsimile machine. A copy of the service list in this case is attached for the parties' convenience.

Parties may wish to provide an email address for the service list and to be served with SOAH orders and the PFD by email. If so, they may go to SOAH's web site at <http://www.soah.texas.gov> and click on "Request Service by Email." They would then be required to complete a short form. The service list will be updated as necessary.

Only one address per party will be included on the official service list maintained by SOAH. Corrections to the service list should be directed to Denise Kimbrough, who may be contacted by email Denise.Kimbrough@soah.texas.gov or by telephone at (512) 936-0712.

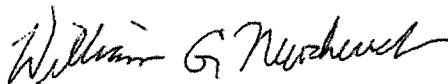
Responses to Motions and Other Pleadings

Unless otherwise specified, responses to any motion or other pleading shall be filed within five working days from receipt of the pleading to which the response is made. 16 Tex. Admin. Code § 22.78. Responsive pleadings shall state the date of receipt of the pleading to which a response is made. Failure to file a timely response will be considered acquiescence to the relief requested.

SIGNED July 22, 2016.



MEITRA FARHADI
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS



WILLIAM G. NEWCHURCH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OFFICE OF ADMINISTRATIVE HEARINGS

AUSTIN OFFICE
300 West 15th Street Suite 502
Austin, Texas 78701
Phone: (512) 475-4993
Fax: (512) 322-2061

SERVICE LIST

AGENCY: Public Utility Commission of Texas (PUC)
STYLE/CASE: KER-SEVA LTD AGAINST THE CITY OF FRISCO
SOAH DOCKET NUMBER: 473-16-4619.WS
REFERRING AGENCY CASE: 45870

**STATE OFFICE OF ADMINISTRATIVE
HEARINGS**

ADMINISTRATIVE LAW JUDGE
ALJ WILLIAM G. NEWCHURCH

REPRESENTATIVE / ADDRESS

PARTIES

LEONARD H. DOUGAL
ATTORNEY AT LAW
JACKSON WALKER, L.L.P.
100 CONGRESS AVENUE, SUITE 1100
AUSTIN, TX 78701
(512) 236-2233 (PH)
(512) 391-2112 (FAX)
ldougal@jw.com

ADC WEST RIDGE, L.P. AND CENTER FOR HOUSING
RESOURCES, INC.

ARTURO D. RODRIGUEZ JR
ATTORNEY AT LAW
RUSSELL & RODRIGUEZ, L.L.P.
1633 WILLIAMS DRIVE, BUILDING 2, SUITE 200
GEORGETOWN, TX 78628
(512) 930-1317 (PH)
(866) 929-1641 (FAX)
arodriguez@txadminlaw.com

THE CITY OF FRISCO

MALLORY A. BECK
JACKSON WALKER L.L.P.
100 CONGRESS AVE , STE. 1100
AUSTIN, TX 78701
(512) 236-2233 (PH)
(512) 391-2112 (FAX)
mbeck@jw.com

KER-SEVA LTD

SAM CHANG
ATTORNEY
PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL AND ENFORCEMENT DIVISION
1701 N. CONGRESS AVE., SUITE 8-110
AUSTIN, TX 78711-3326
(512) 936-7260 (PH)
(512) 936-7268 (FAX)
sam.chang@puc.texas.gov

PUBLIC UTILITY COMMISSION OF TEXAS
