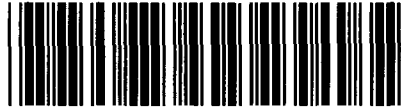


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SOAH DOCKET NO. 473-17-2285.WS
PUC DOCKET NO. 46333

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APPLICATION OF PK-RE § BEFORE THE STATE OFFICE
DEVELOPMENT COMPANY, INC., §
D/B/A GREENSHORES UTILITY §
SERVICES AND D/B/A OAK SHORES § OF
WATER SYSTEM FOR AUTHORITY §
TO CHANGE RATES AND TARIFFS §
IN TRAVIS COUNTY § ADMINISTRATIVE HEARINGS

PUBLIC UTILITY COMMISSION
FILING CLERK

SOAH ORDER NO. 18
DISCUSSING MOTION TO WITHDRAW AND SETTING FILING DEADLINE

On November 12, 2018, PK-RE Development Company, Inc. d/b/a Greenshores Utility Services and d/b/a Oak Shores Water System (PK-RE) filed a motion to withdraw its rate application that is the subject of this docket. The motion states that it is made pursuant to a settlement agreement reached in this case and PUC Docket No. 46150,¹ which required PK-RE to withdraw its application in this docket within ten days of the closing of the transaction in PUC Docket No. 46150.

16 Texas Administrative Code (TAC) § 22.181(g) allows a party that initiated a proceeding to withdraw its application at any time before it has presented its direct case. Pursuant to 16 TAC § 22.181(f)(2) and (6), an order by an Administrative Law Judge (ALJ) dismissing a proceeding based solely on withdrawal of an application is the final order of the Public Utility Commission of Texas (Commission). 16 TAC § 22.181(g)(5) requires that an order granting a request to withdraw an application state whether the dismissal is with or without prejudice. PK-RE's motion does not state whether it requests that the case be dismissed with or without prejudice. Accordingly, the ALJ requests that PK-RE, as soon as possible, file a statement clarifying whether it requests dismissal of this case with prejudice or without prejudice. Unless, **no later than November 20, 2018**, PK-RE files a statement requesting that this case be dismissed without prejudice, the ALJ will issue an order dismissing this case with prejudice from the docket of the

¹ Application of PK-RE Development Company, Inc., d/b/a Oak Shores Water System and Undine Development LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Travis County, PUC Docket No. 46150, Settlement Agreement (Oct. 30, 2017).

State Office of Administrative Hearings (SOAH) and of the Commission, pursuant to 16 TAC § 22.181(f)(2) and (6).

The parties are reminded that the style of all documents filed in this case shall include both the SOAH docket number and the Commission docket number, listed above.

SIGNED November 13, 2018.

A handwritten signature in black ink, appearing to read "Elizabeth Drews", is written over a horizontal line.

**ELIZABETH DREWS
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS**