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Founder of The Nunley Firm  
J. Ken Nunley  
1991 - 2013

February 7, 2017

Public Utility Commission of Texas  
Central Records  
1701 N Congress, Suite 8-100  
Austin, Texas 78701

Via Federal Express

RE: *ADVISORY LETTER-Docket No. 46359; Application of City of Fair Oaks Ranch to Amend a Water Certificate of Convenience and Necessity in Kendall County, Texas.*

Dear Sirs/Madams:

R.W. PFEIFFER PROPERTIES, LLC, Defendant/Counter-Plaintiff in the suit filed by the City of Fair Oaks Ranch styled *City of Fair Oaks Ranch, Texas v. R.W. Pfeiffer Properties, LLC*; filed in the 57<sup>th</sup> Judicial District Court of Bexar County, Texas, files this Advisory Letter in the above-referenced docket number to advise the Commission that R.W. Pfeiffer Properties, LLC has reviewed the City of Fair Oaks Ranch, Texas' response to the Motion to Dismiss. R.W. Pfeiffer Properties, LLC has conferred with the City of Fair Oaks and hereby gives notice that it supports the City's request that its 2016 Application remain pending and that Commission staff be directed to abate its administrative review for the Application for 180 days or until August 6, 2017. This abatement would allow the City of Fair Oaks Ranch and R.W. Pfeiffer Properties, LLC an opportunity to resolve the underlying litigation through alternative dispute resolution.

R.W. Pfeiffer Properties, LLC does not seek to intervene in Docket No. 46359 but reserves the right to do so at a later time. Thank you for your attention to this matter.

Respectfully,

Chad M. Upham

CMU/lga

cc Clients  
Mr. Ed Vaughan  
Mr. Patrick Bernal