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SOAH DOCKET NO. 473-17-5930.WS  
PUC DOCKET NO. 46948

APPLICATION OF VINEYARD RIDGE §  
LLC FOR A WATER CERTIFICATE §  
OF CONVENIENCE AND NECESSITY §  
IN GILLESPIE COUNTY §

BEFORE THE STATE OFFICE

2018 FEB 12 PM 2:16

ADMINISTRATIVE HEARINGS


SOAH ORDER NO. 4  
GRANTING REQUEST TO WITHDRAW AS INTERVENOR,  
GRANTING MOTION FOR CONTINUANCE,  
AND ORDERING STATUS REPORT

On February 9, 2018, Protestant John McRae and Applicant Vineyard Ridge LLC filed a joint notice of settlement and withdrawal of intervention, and moved to continue the hearing set for February 14-15, 2018. The parties noted that motion was unopposed by Staff of the Public Utility Commission (PUC). The basis for the motions is that Mr. McRae and Applicant have entered into a settlement agreement thereby resolving all matters in this contested case. The Administrative Law Judge (ALJ) finds the motions to continue and dismiss John McRae as a party have merit and they are **GRANTED**. However, the ALJ finds that the appropriate course of action following a settlement and dismissal of the protesting party is to dismiss the case from the docket of the State Office of Administrative Hearings and remand the case to the PUC for further action.

It is therefore **ORDERED** that John McRae is **DISMISSED** as a party from this case; his request for a contested case hearing is withdrawn; and the hearing set for February 14-15, 2018, is **CONTINUED**. Once the remaining parties have finalized a settlement, they shall file a motion to remand to the PUC. Proposed Findings of Fact and Conclusions of Law shall be emailed to [cadmorders@puc.texas.gov](mailto:cadmorders@puc.texas.gov). If the parties do not finalize a settlement by **March 23, 2018**, they shall file a status report.

Following the issuance of this order, Mr. McRae will be removed from the service list.

**SIGNED February 12, 2018.**

  
JOANNE SUMMERHAYS  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS