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SOAH DOCKET NO. 473-17-5910.WS
PUC DOCKET NO. 47288

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RATEPAYERS' APPEAL OF THE
DECISION BY WEST WISE
SPECIAL UTILITY DISTRICT TO
CHANGE RATES

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BEFORE THE
PUBLIC UTILITY COMMISSION
FILING CLERK
STATE OFFICE OF
ADMINISTRATIVE HEARINGS

AGREED MOTION TO DISMISS

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

West Wise Special Utility District ("West Wise") and Sharon Boyette ("Boyette"), (collectively, the "Parties") file this Agreed Motion to Dismiss, as the Parties have reached a settlement. The Staff of the Public Utility Commission of Texas ("PUC") does not oppose this dismissal. West Wise, Boyette and the PUC are the only named parties in this docket.

I. Introduction

All parties in this docket participated in a mediation on October 18, 2017 which resulted in execution of a Mediated Settlement Agreement ("Settlement"). Consistent with the Settlement West Wise filed an Agreed Motion to Abate the procedural schedule to allow the West Wise Board of Directors ("Board") to schedule and hold a meeting to act on the Settlement. The Motion was granted in SOAH Order No. 5. On October 25, 2017, the Board approved the Settlement. Therefore, consistent with the Settlement, the Parties request that the Administrative Law Judge ("ALJ") dismiss this docket in its entirety.

II. Request to Dismiss

In the Settlement, the Parties stipulated that not later than five days after the Board approved the proposed settlement, the Parties would file an agreed motion to dismiss in which

Boyette would withdraw the appeal forming the basis of this proceeding. Accordingly, by this motion Boyette withdraws the appeal and the Parties request the matter be dismissed in its entirety.

III. Conclusion

WHEREFORE PREMISES CONSIDERED, the Parties request that the ALJ grant this Agreed Motion to Dismiss and issue an order dismissing this matter in its entirety.

Respectfully submitted,

SHARON BOYETTE

Sharon Boyette / by L. Dougal
Sharon Boyette, Pro Se w/ permission

JACKSON WALKER L.L.P.

Leonard Dougal

Leonard Dougal – State Bar No. 06031400

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**ATTORNEYS FOR WEST WISE SPECIAL
UTILITY DISTRICT**

Dougal, Leonard

From: Sharon Boyette <texasbayoulady@att.net>
Sent: Friday, October 27, 2017 2:46 PM
To: Dougal, Leonard
Cc: Starkie, Pat
Subject: Re: PUC Docket 47288

This looks good to me. I, Sharon Boyette, give Leonard Dougal permission to sign for me.

Thanks for your help,

Sharon

On Friday, October 27, 2017 2:19 PM, "Dougal, Leonard" <ldougal@jw.com> wrote:

Sharon: Per our discussion today, attached is the Agreed Motion to Dismiss in the West Wise case, where as you know I represent West Wise. If this Motion is acceptable, please sign and return a copy to me (or if you prefer email me with your approval and I can sign for you). Thanks!

Sincerely,

Leonard H. Dougal

Partner, Environmental & Legislative Practice Group

Jackson Walker L.L.P. | 100 Congress Avenue, Suite 1100 | Austin, TX 78701

Direct: 512.236.2233 | Fax: 512.391.2112

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CERTIFICATE OF CONFERENCE

I certify that all named parties in this case participated in mediation on October 18, 2017, that the parties executed a Mediated Settlement Agreement, that West Wise and Sharon Boyette agreed to the dismissal requested in this motion, and that the Staff of the Public Utility Commission of Texas does not oppose this dismissal.


Leonard Dougal

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this the 27th day of October, in accordance with. 16 TAC § 22.74.


Leonard Dougal