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SOAH DOCKET NO. 473-18-2486.WS

PUC DOCKET NO. 47795

**APPLICATION OF THE CITY OF
HUTTO TO AMEND A SEWER
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN WILLIAMSON
COUNTY**

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

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**SOAH ORDER NO. 18
ADOPTION OF PROPOSED AMENDED PROCEDURAL SCHEDULE**

The City of Hutto (Hutto) filed an application with the Public Utility Commission of Texas (Commission) on November 21, 2017, to amend its sewer Certificate of Convenience and Necessity Number 20122, in Williamson County, Texas (Application). On February 27, 2018, the contested case proceeding was referred to the State Office of Administrative Hearings (SOAH). In Order No. 5, the Administrative Law Judge (ALJ) referred this case to SOAH's Alternative Dispute Resolution Team Leader, Judge Howard S. Seitzman, for mediation between Staff of the Public Utility Commission of Texas, Hutto, and the Boehm Alliance. On August 20, 2018, Judge Seitzman held a mediation that concluded with Hutto, Commission Staff, and the Boehm Alliance reaching an agreement in principle. On February 20, 2019, Hutto and the Boehm Alliance executed a Settlement Agreement which requires Hutto to amend its Application to exclude those properties identified in the Settlement Agreement from Hutto's existing sewer service area and the Boehm Alliance to file a motion, withdrawing its protests to the Application. Judge Seitzman filed a Final Report on Mediation on February 6, 2019.


On January 15, 2020, Staff and Hutto filed a Joint Request for Extension of Time to extend Staff's deadline to file a final recommendation from January 15, 2020, to January 31, 2020, in order to allow Staff to evaluate additional information recently provided by Hutto and formulate a final recommendation. The ALJ finds the motion has merit and it is granted. Therefore, the remaining dates in the previously approved procedural schedule need to be adjusted to reflect that extension. Staff and Hutto filed a joint proposed procedural schedule, which the ALJ adopts as follows:

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Deadline for Staff to File a Final Recommendation	January 31, 2020
Deadline for Hutto to Request a Hearing	February 7, 2020
<i>If a hearing is requested</i> , deadline to file Joint Proposed Hearing Schedule	February 21, 2020
<i>If a hearing is not requested</i> , deadline for Staff and Hutto to file a Joint Motion to Remand to the Commission, and a Joint Proposed Order, including detailed Findings of Fact, corresponding Conclusions of Law, and Order Paragraphs	February 21, 2020

SIGNED January 24, 2020.



**JOANNE SUMMERHAYS
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS**