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PUBLIC UTILITY COMMISSION
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APPLICATION OF THE CITY OF
DAYTON FOR CERTIFICATES OF
CONVENIENCE AND NECESSITY IN
LIBERTY AND HARRIS COUNTIES

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BEFORE THE
PUBLIC UTILITY COMMISSION
OF TEXAS

JOINT MOTION TO REMAND

COMES NOW, the City of Dayton (the “City”), by and through its undersigned attorneys of record, and files this Joint Motion to Remand, and in support thereof would respectfully show as follows:

I. MOTION TO REMAND

The City respectfully requests that the above-referenced application (the “Application”) be remanded to the Public Utility Commission of Texas (the “Commission”) for further processing as there are no protestants/intervenors or contested issues in this Docket. Aqua Texas, Inc. d/b/a Aqua Texas (“Aqua”) was the sole intervenor in this docket; and on May 13, 2019, after Aqua and the City (collectively, the “Parties”) had entered into a certain “Settlement Agreement,” Aqua filed its Motion to Withdraw. As a result, there are no Protestants remaining in this Docket, and the Parties agree that there are no contested issues remaining for resolution by State Office of Administrative Hearings in this proceeding. Thus, the Application should be remanded to the Commission for further processing as an uncontested matter.

Counsel for the City has conferred with counsel for Commission Staff regarding this Motion to Remand and represents that Commission Staff does not oppose remand the Application on this matter.

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II. PRAYER

WHEREFORE, PREMISES CONSIDERED, the City of Dayton respectfully requests that the Administrative Law Judge remand this proceeding to the Public Utility Commission of Texas for final processing as an uncontested application.

Respectfully submitted,

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TOWNSEND, P.C.**

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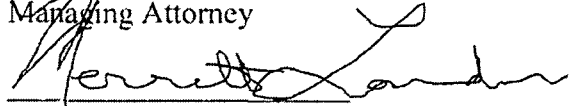
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CERTIFICATE OF SERVICE

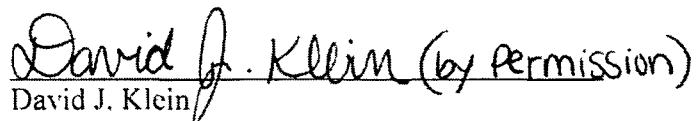
I hereby certify that a true and correct copy of the foregoing document was transmitted by fax, hand-delivery and/or regular, first class mail on this 31st day of January, 2020 to the parties of record, in accordance with 16 Tex. Admin. Code § 22.74.



David J. Klein

CERTIFICATE OF CONFERENCE

The undersigned counsel certifies that he has conferred with Commission Staff's legal counsel regarding this filing and such counsel agree to the relief requested in this Motion.



David J. Klein