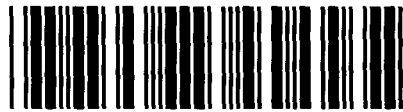


Control Number: 48484



Item Number: 9

Addendum StartPage: 0

PUC DOCKET NO. 48484

2018 AUG 17 AM 9:36

PETITION OF EQK BRIDGEVIEW  
PLAZA, LLC FOR EXPEDITED  
RELEASE FROM WATER CCN  
NO. 10841 HELD BY HIGH POINT  
WATER SUPPLY CORPORATION  
IN KAUFMAN COUNTY

§  
§  
§  
§  
§  
§

PUBLIC UTILITY COMMISSION

OF TEXAS

FILING CLERK

**EQK BRIDGEVIEW'S RESPONSE IN SUPPORT OF  
COMMISSION STAFF'S FINAL RECOMMENDATION**

COMES NOW EQK Bridgeview Plaza, LLC ("EQK Bridgeview") in response to Order No. 2, files this Response to Commission Staff's Final Recommendation. In support thereof, EQK Bridgeview respectfully shows the Public Utility Commission of Texas (the "Commission") the following:

**I. COMMISSION STAFF RECOMMENDED APPROVAL**


As stated by Commission Staff in the Final Recommendation filed on August 9, 2018, EQK Bridgeview's Petition for the tract of property in Kaufman County more specifically described in the maps, deeds, and digital data submitted by EQK Bridgeview (the "Property") is (1) at least 25 acres; (2) is not receiving water or sewer service; and (3) is in a county with a population of at least one million or a county adjacent to such a county as described by Tex. Water Code § 13.254(a-5) (TWC) and 16 Tex. Admin. Code § 24.113(l)(2) (TAC). EQK Bridgeview submitted exhibits demonstrating that the Property is qualified for expedited release under Section 13.254(a-5). Therefore, by law, EQK Bridgeview is entitled to that release under 13.254(a-5). Commission Staff correctly determined that the maps, digital data and affidavit provided by EQK Bridgeview presented adequate information to demonstrate that the Property satisfies the statutory requirements of TWC § 13.254(a-5) and 16 TAC § 24.113(l).

## II. CONCLUSION AND PRAYER

EQK Bridgeview agrees with the Commission Staff's Final Recommendation. The Property is at least 25 acres, not receiving water or sewer service, and is located within a qualifying county (Kaufman County), EQK Bridgeview is entitled to expedited release of the Property from the water certificate of convenience and necessity ("CCN") No. 10841. EQK Bridgeview respectfully requests that the Honorable Administrative Law Judge, prepare and submit to the Commission a proposed order consistent with the Commission Staff's Final Recommendation, and that the Commission adopt the proposed order before the end of the statutory approval deadline on September 24, 2018. EQK Bridgeview further prays for all other relief to which it is entitled by law.

Respectfully submitted,

WINSTEAD PC

By:   
Scott W. Eidman  
State Bar No. 24078468  
[seidman@winstead.com](mailto:seidman@winstead.com)


Ross S. Martin  
State Bar No. 24037035  
[rmartin@winstead.com](mailto:rmartin@winstead.com)

2728 N. Harwood Street  
Suite 500  
Dallas Texas 75201  
Telephone: (214) 745-5484  
Facsimile: (214) 745-5390

**ATTORNEYS FOR PETITIONER  
EQK BRIDGEVIEW PLAZA, LLC**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on August 16, 2018, in accordance with 16 TAC § 22.74



\_\_\_\_\_  
Scott W. Eidman

James W. Wilson  
State Bar No. 00791944  
103 W. Main Street  
Allen, Texas 75013  
[jwilson@jww-law.com](mailto:jwilson@jww-law.com)

Maria Huynh  
State Bar No. 24086968  
103 W. Main Street  
Allen, Texas 75013  
[mhuynh@jww-law.com](mailto:mhuynh@jww-law.com)

ATTORNEYS FOR HIGH POINT WATER  
SUPPLY CORPORATION

Justine Isabelle Caedo Tan  
State Bar No. 24104914  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711  
[justine.tan@puc.texas.gov](mailto:justine.tan@puc.texas.gov)

ATTORNEY FOR PUBLIC UTILITY COMMISSION  
OF TEXAS