



Control Number: 49097



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PUC DOCKET NO. 49097

APPLICATION BY THE CITY OF  
LORENA, SPRING VALLEY  
WATER SUPPLY CORPORATION,  
AND CITY OF WACO FOR  
APPROVAL OF A SERVICE AREA  
UNDER TEXAS WATER CODE §  
13.248 AND TO AMEND  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY IN MCLENNAN  
COUNTY

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BEFORE THE PUBLIC UTILITY COMMISSION  
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PUBLIC UTILITY COMMISSION

OF TEXAS

JOINT STATUS REPORT

COME NOW, the City of Waco ("Waco"), the City of Lorena ("Lorena"), Spring Valley Water Supply Corporation ("SVWSC"), Michael and Doug Dutschmann (collectively, the "Intervenors"), and the Staff of the Public Utility Commission of Texas ("Staff"), and file this Joint Status Report in the above-styled docket. In support thereof, the Parties would respectfully show as follows:

**I. BACKGROUND**

On January 11, 2019, Waco, Lorena, and SVWSC (collectively, the "Applicants") filed with the Public Utility Commission of Texas ("Commission") for approval a contract designating Certificate of Convenience and Necessity ("CCN") service areas under Texas Water Code § 13.248 (the "Application"). Specifically, Applicants requested approval to allow Lorena to continue to provide retail water utility service to three property owners located within the CCNs of Spring Valley WSC and Waco. On May 30, 2019, the Administrative Law Judge ("ALJ") issued Order No. 8, finding the Application administratively complete, requiring notice, establishing a procedural schedule, and requiring clarification from Commission staff ("Staff"). On September 11, 2019, in his Order No. 9, the ALJ granted the Motion, suspending the schedule

set out in Order No. 8, and requiring the parties to file monthly status reports beginning on or before October 11, 2019. Therefore, this Status Report is timely filed.

## **II. STATUS REPORT**

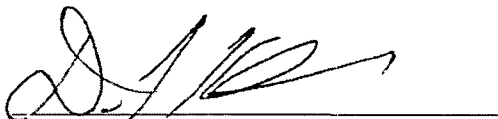
In accordance with SOAH Order No. 9, the Parties remain actively engaged in discussions on resolving this matter, and progress is being made. On January 22, 2020, the Intervenor filed responses to Joint Applicants' First Request for Admission and First Request for Information. At this point, the Parties are reviewing these discovery responses and are exploring whether a potential resolution on all aspects of this matter can be reached.

## **III. CONCLUSION AND PRAYER**

For the above-stated reasons, the Parties respectfully request that the Administrative Law Judge accept this Status Report, and grant all other relief to which they are entitled.

Respectfully submitted,

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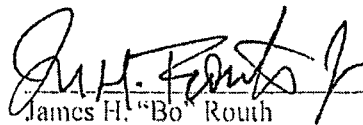
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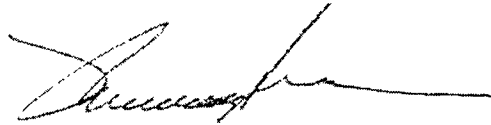
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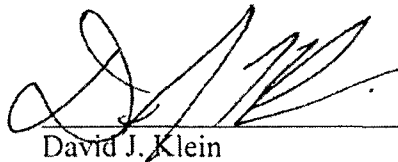
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**CERTIFICATE OF SERVICE**

I certify that a copy of this document was served on all parties of record in this proceeding on this 13th day of February, 2020, by hand delivery, via facsimile, and/or mailed by U.S. First Class Mail.



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David J. Klein