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SOAH DOCKET NO. 473-19-5674.WS
PUC DOCKET NO. 49351

RECEIVED

RATEPAYERS APPEAL OF THE
DECISION BY BEAR CREEK SPECIAL
UTILITY DISTRICT TO CHANGE
RATES

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BEFORE THE STATE OFFICE

2019 OCT 23 AM 11:29
PUBLIC UTILITY COMMISSION
FILING CLERK

ADMINISTRATIVE HEARINGS

JOINT STATUS REPORT AND REQUEST FOR EXTENSION

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COMES NOW, Bear Creek Special Utility District (the “District”) and files this Joint Status Report on behalf of itself, the staff of the Public Utility Commission (“Staff”) and Deborah G. Fato and Michaelangelo Dillon, the representatives of the ratepayers of the District having brought this appeal (“Ratepayers”). District, Staff and Ratepayers are collectively referred to herein as “Parties.”


On August 14, 2019, a preliminary hearing was held in this Docket, during which the Parties expressed interest in mediation. On August 15, 2019, the State Office of Administrative Hearings (“SOAH”) administrative law judge (“SOAH ALJ”) issued SOAH Order No. 3 Memorializing Preliminary Hearing, Referral to Mediation, and Requiring Status Report. Pursuant to SOAH Order No. 3, the Parties were ordered to file “a motion to dismiss this proceeding...; a status report regarding the status of the resolution; or an agreed proposed procedural schedule...”, by “no later than October 28, 2019.”¹ Therefore, this Joint Status Report and Request for Extension is timely filed.

The District continues to work with Ratepayers’ representatives, Deborah G. Fato and Michaelangelo Dillon, on settlement of this proceeding, and requests an additional 90 days to carry on efforts to resolve this matter. Legal counsel for the District has conferred with counsel for Staff and Ratepayers’ representatives regarding the contents of this Joint Status Report and Request for Extension. The Parties agree with the contents hereof and the requested 90-day continuance.

¹ See SOAH Order No. 3 at 2 (August 15, 2019).

WHEREFORE, Bear Creek Special Utility District, jointly with Staff and Ratepayers' representatives, Ms. Fato and Mr. Dillon, moves to extend the present abatement of litigation for an additional 90 days to allow the Parties to continue settlement efforts.

Respectfully submitted,

By: 


John J. Carlton

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ATTORNEY FOR BEAR CREEK SPECIAL
UTILITY DISTRICT

CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 28th day of October 2019.



John Carlton