



Control Number: 49367



Item Number: 41

Addendum StartPage: 0

SOAH DOCKET NO. 473-19-5831 WSD
DOCKET NO. 49367

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PETITION BY OUT OF DISTRICT
RATEPAYERS APPEALING THE
WATER RATES ESTABLISHED BY
THE EL PASO WATER CONTROL
AND IMPROVEMENT DISTRICT NO.
4

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

JOINT STATUS REPORT IN RESPONSE TO SOAH ORDER NO. 3

COMES NOW the Commission Staff (Staff) of the Public Utility Commission of Texas and El Paso Water Control and Improvement District No. 4 and file this joint status report. Staff withdraws its motion to compel. In support thereof, the parties would show the following:

I. BACKGROUND

On March 22, 2019, out-of-district ratepayers of the El Paso Water Control and Improvement District No. 4 (the District) filed a petition contesting a rate action. The petition was filed pursuant to Tex. Water Code (TWC) § 13.043.

On May 24, 2019, Staff filed its Second Request for Information (RFI) to the District. On June 3, 2019, the District filed a request to extend the deadline to file responses to Staff's Second RFI to July 8, 2019. After further conferral, Staff and the District agreed to a new deadline of July 26, 2019. On July 26, 2019, Staff received digital files containing the District's response to those RFIs. The response was filed with the Commission on August 1, 2019.

On August 6, 2019, the ALJ issued SOAH Order No. 3, requiring Staff and the District to file a joint status report on the motion to compel by August 12, 2019. This pleading, therefore, is timely filed.

II. STATUS REPORT

Staff withdraws its motion to compel. The responses provided by the District satisfy Staff's concerns under 16 TAC § 22.144.

III. CONCLUSION

Staff respectfully withdraws its motion to compel and, with the District, offer this joint status report in response to SOAH Order No. 3.

41

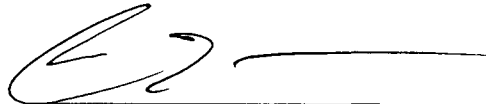
Dated: August 9, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Stephen Mack
Managing Attorney

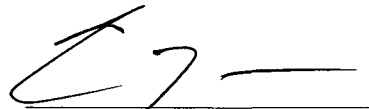


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CERTIFICATE OF SERVICE

I certify that a copy of this document was served on all parties of record on this the 9th of August, 2019 in accordance with the requirements of 16 TAC § 22.74.



Creighton R. McMurray