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PETITION BY OUT OF DISTRICT	§	BEFORE THE
RATEPAYERS APPEALING THE	§	
WATER RATES ESTABLISHED BY	§	PUBLIC UTILITY COMMISSION
THE EL PASO WATER CONTROL	§	CLERK
AND IMPROVEMENT DISTRICT NO. 4	§	OF TEXAS

EL PASO COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4
MEDIATION STATUS REPORT

El Paso Water Control and Improvement District No. 4 ("District") files this Mediation Status Report in Response to SOAH Order No. 3, which ordered that no later than August 30th, 2019 the parties were to file a status report to determine if parties were available to participate in mediation following the prehearing conference scheduled for September 5th, 2019.

Status Report

1. On August 27th, 2019, the Ratepayers submitted an unopposed motion to reset the prehearing conference scheduled for September 5th, 2019. If the request is granted, all parties have confirmed their availability for a prehearing conference at any time on September 19th, 2019, October 3rd, 2019 or on the afternoon of September 12th, 2019 or September 26th, 2019. **In the event that the request to reset the hearing is denied, and the prehearing conference takes place on September 5th, 2019, the District is not available to participate in mediation following the prehearing conference.**

2. On August 27th, 2019, the Parties also submitted an agreed Proposed Procedural Schedule as required by SOAH Order No. 2. The Parties have agreed to participate in mediation, and incorporated sufficient time for the scheduling of a mediation before the deadline for the District's direct testimony.

3. While the Parties have agreed to mediation, the details still need to be worked out. In correspondence to the Ratepayers, the District has proposed that the mediation take place in late October and that a qualified mediator be assigned by the State Office of Administrative Hearings (“SOAH”).

Conclusion

The District respectfully informs the ALJ that it is not available to participate in mediation on September 5th, 2019. The District has agreed to participate in mediation and proposed that the mediation take place in late October 2019.

Respectfully submitted,



By: _____

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ATTORNEYS FOR EL PASO
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NO. 4

CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document (including all attachments) via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail/Return-Receipt Requested to counsel for all parties on this 30th day of August, 2019, including:

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