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**PUC DOCKET NO. 49367
SOAH DOCKET NO. 473 – 19 – 5831.WS**

2019 SEP 23 PM 2:24

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

JOINT REQUEST TO CANCEL PREHEARING CONFERENCE

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COMES NOW El Paso County Water Control & Improvement District No. 4 (“District”), the Out-of-District Ratepayers of the District (“Ratepayers”), and the Commission Staff of the Public Utility Commission of Texas (collectively, the “Parties”)¹, and file this Joint Request to Cancel Prehearing Conference in the above-styled and numbered proceeding.

The Honorable Administrative Law Judge (“ALJ”) has scheduled a prehearing conference in the above-styled and numbered proceeding for September 26, 2019, at 1:30 P.M. Recently, the Parties have agreed to mediate this case – on November 12, 2019, in El Paso, Texas.² Moreover, the Parties have agreed to modify the procedural schedule in this case to accommodate the mediation date, and to preserve the benefits of mediation, which includes primarily the possibility of resolving the dispute prior to incurring significant costs in preparing for a hearing on the merits.³


The Parties respectfully request that the Honorable ALJ cancel the Prehearing Conference which is currently scheduled for September 26, 2019.

¹ The Parties have reviewed this Joint Request to Cancel Prehearing Conference, and have authorized the undersigned counsel for the District to file it on behalf of all Parties.

² Counsel for Ratepayers has requested that the District provide a written offer prior to the mediation date in El Paso and has indicated that ratepayers would provide a written response. Although no agreement has yet been reached regarding the exchange, prior to mediation, of statements and/or settlement offers, parties will discuss these issues amongst themselves and with the mediator.

³ On September 23, 2019, the ALJ issued SOAH Order No. 8 which memorializes the agreed-to modified procedural schedule.

Respectfully submitted,

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**ATTORNEYS FOR EL PASO
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AND IMPROVEMENT DISTRICT
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 23rd day of September, 2019, including:

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