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# SOAH DOCKET NO. 473-21-02468WS: 37 -5 FM 2: 37 PUC DOCKET NO. 51091

COMPLAINT OF CERTAIN MEMBERS OF RIO ANCHO HOMEOWNERS ASSOCIATION AGAINST AQUA TEXAS, INC. BEFORE THE PUBLIC UTILITY

PUBLIC IN HY COMMEDIA

**COMMISSION OF TEXAS** 

### AGREED MOTION TO ENTER PROCEDURAL SCHEDULE

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COME NOW, Aqua, Texas, Inc. (Aqua) along with the Commission Staff (Staff) and certain customers in the Rio Ancho subdivision (Complainants) and file this Agreed Motion to Enter Procedural Schedule for the above- referenced case.

#### **MOTION**

A preliminary hearing was held in this case on March 2, 2021, by the State Office of Administrative Hearings (SOAH) through a Zoom videoconference. The Administrative Law Judge ("ALJ"), the Honorable Elizabeth Drews, ordered the parties to submit an agreed procedural schedule no later than March 5, 2021. All parties corresponded with each other over March 2, 2021 through March 5, 2021, came to an agreement on the following procedural schedule, and hereby move that the ALJ issue an order containing the following procedural schedule.

Event	Date
Complainants' Prefiled Direct Testimony	April 16, 2021
Objections to Complainants' Direct Testimony	April 30, 2021
Response to Objections to Complainants' Direct Testimony	May 14, 2021
Aqua Texas' Prefiled Direct Testimony	May 21, 2021
Objections to Aqua Texas' Direct Testimony	June 4, 2021
Response to Objections to Aqua Texas' Direct Testimony	June 18, 2021
Staff's Prefiled Direct Testimony	June 28, 2021
Objections to Staff's Testimony	July 9, 2021
Response to Objections to Staff's Direct Testimony	July 23, 2021

Event	Date
Settlement Conference <sup>1</sup>	TBD
Prefiled Rebuttal Testimony for all parties due	August 6, 2021
Objections to Rebuttal Testimony for all parties	August 20, 2021
Response to Objections to Rebuttal Testimony for all parties	September 3, 2021
Hearing on the Merits	September 7-8, 2021

## **III. CONCLUSION**

Wherefore, Aqua, Staff and Complainants respectfully request that this motion be granted.

Respectfully submitted,

her F. Kindham By:

Geoffrey P. Kirshbaum State Bar No. 24029665 **TERRILL & WALDROP** 810 W. 10<sup>th</sup> Street Austin, Texas 78701 (512) 474-9100 (512) 474-9888 (fax) gkirshbaum@terrillwaldrop.com

**ATTORNEYS FOR AQUA TEXAS, INC.** 

#### **CERTIFICATE OF SERVICE**

I hereby CERTIFY that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on March 5, 2021 in accordance with the Orders Suspending Rules issued in Project No. 50664.

Serffrey F. Kirshbaum Geoffrey P. Kirshbaum

<sup>&</sup>lt;sup>1</sup> The Settlement conference will be convened by Staff. Staff shall provide to the parties the appropriate notice of where and when the conference will occur.