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PETITION OF CENTRAL BOWIE	§	
COUNTY WATER SUPPLY	§	BEFORE THE
CORPORATION FOR	§	PUBLIC UTILITY COMMISSION
CEASE-AND- DESIST ORDER	§	OF TEXAS
AGAINST CITY OF NEW BOSTON	§	

CENTRAL BOWIE COUNTY WATER SUPPLY CORPORATION'S  
STATUS REPORT, NOTICE OF SETTLEMENT, AND  
UNOPPOSED REQUESTS FOR WITHDRAWAL OF ITS PETITION AND  
FOR DISMISSAL WITHOUT PREJUDICE

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

Central Bowie County Water Supply Corporation (“Central Bowie County WSC”) is pleased to report that it has settled all of the issues associated with this matter with the City of New Boston (“New Boston”) and notified counsel for Staff of the Public Utility Commission of Texas (“Staff”) of this settlement.

No issues among the Parties remain in dispute or require review by the Administrative Law Judge or the Commission. Consequently, Central Bowie County WSC files this request for withdrawal of its petition for a cease-and-desist order and for dismissal of its petition without prejudice pursuant to PUC Rule 22.181(d)(2), (10) and (11) and (g)(1) and (5),<sup>1</sup> and without hearing pursuant to PUC Rule 22.181(c).<sup>2</sup> Good cause exists to dismiss without prejudice to provide an adequate remedy for resolving any subsequent service-area disputes as the parties work toward short- and long-term implementation of their settlement agreement. A breach-of-contract claim in state court would not provide a sufficient remedy to address matters affecting Central Bowie County WSC’s certificate of convenience and necessity.

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<sup>1</sup> 16 Tex. Admin. Code § 22.181(d)(2), (10) and (11) and (g)(1) and (5).

<sup>2</sup> 16 Tex. Admin. Code § 22.181(c).

The undersigned counsel has coordinated with counsel for Staff and New Boston to make this filing and certifies (i) that the facts asserted herein are uncontested and established as a matter of law and (ii) that this request is unopposed.

PRAYER

WHEREFORE, PREMISES CONSIDERED, Central Bowie County WSC respectfully requests that this docket be dismissed without a hearing and without prejudice on the basis that (1) Central Bowie County WSC and New Boston have settled all of the issues associated with this matter, (2) no issues among the parties remain in dispute, and (3) Central Bowie County WSC has withdrawn its Petition for Cease-And-Desist Order.

Respectfully submitted,

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ATTORNEYS FOR CENTRAL BOWIE  
COUNTY WATER SUPPLY CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on all parties of record via electronic mail on April 7, 2021 in accordance with the Order Suspending Rules issued in Project No. 50664.

/s/ Michael A. Gershon

Michael A. Gershon