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**SOAH DOCKET NO. 473-21-3277.WS
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COMPLAINT OF NUECES BAY	§	BEFORE THE STATE OFFICE
TRACTS, LLC AGAINST RINCON	§	
WATER SUPPLY CORPORATION	§	OF
	§	
	§	ADMINISTRATIVE HEARINGS

**AGREED PROPOSED PROCEDURAL SCHEDULE AND MOTION TO
CANCEL PREHEARING CONFERENCE**

Complainant Nueces Bay Tracts, LLC (“NBT”) and Respondent Rincon Water Supply Corporation (“Rincon”) file this agreed proposed procedural schedule pursuant to SOAH Order No. 1. According to SOAH Order No. 1, the parties may file an agreed proposed procedural schedule by September 29, 2021 and request to cancel the prehearing telephonic conference currently scheduled for October 1, 2021. Accordingly, this submittal of an agreed proposed procedural schedule and motion to cancel prehearing conference is timely filed. NBT and Rincon have conferred with the Staff for the Public Utility Commission of Texas (“Staff”) regarding this filing and are authorized to represent that Staff agrees with the proposed procedural schedule.

I. Agreed Proposed Procedural Schedule

Event	Date
Mediation	October 29, 2021
Complainant’s direct testimony	November 19, 2021
Objections to Complainant’s direct testimony	December 3, 2021
Responses to objections to Complainant’s direct testimony	December 10, 2021
Rincon’s direct testimony	December 22, 2021
Objections to Rincon’s direct testimony	January 7, 2022
Responses to objections to Rincon’s direct testimony	January 14, 2022

Staff direct testimony	January 28, 2022
Objections to Staff's direct testimony	February 4, 2022
Responses to objections to Staff's direct testimony	February 11, 2022
Deadline to propound discovery on direct case of all parties	February 18, 2022
Deadline to conduct all depositions on direct case of all parties	February 18, 2022
Complainant's rebuttal testimony	February 18, 2022
Objections to Complainant's rebuttal testimony	February 25, 2022
Responses to objections to Complainant's rebuttal testimony	March 4, 2022
Deadline to propound discovery on Complainant's rebuttal testimony	March 11, 2022
Deadline to conduct all depositions on rebuttal testimony	March 11, 2022
Deadline for stipulations of uncontested matters	March 16, 2022
Hearing on the Merits	March 25, 2022, April 1, 2022, or April 8, 2022
Initial post-hearing briefs	April 14, 2022, April 21, 2022, or April 28, 2022
Reply post-hearing briefs	April 28, 2022, May 5, 2022, or May 12, 2022
Proposed findings of fact and conclusions of law	May 5, 2022, May 12, 2022, or May 19, 2022

The parties further agree as follows:

- Drafts of testimony and email communications containing drafts of testimony are not discoverable.
- The response time for discovery on all direct and rebuttal testimony is ten calendar days.

II. Motion to Cancel Telephonic Prehearing Conference

The parties agree that (1) there are no pending motions at this time apart from this motion; and (2) there are no other matters that may assist in the disposition of this case in a fair and efficient manner. Accordingly, the parties agree that no prehearing conference is necessary at this time, and further request that the administrative law judge cancel the conference currently scheduled for October 1, 2021.

III. Conclusion

For the reasons discussed above, the parties do not believe a prehearing conference is necessary and respectfully request the adoption of the proposed procedural schedule and that the telephonic prehearing conference currently scheduled for October 1, 2021 be cancelled.

Date: September 29, 2021

Respectfully submitted,

/s/

Helen S. Gilbert

State Bar No. 00786263

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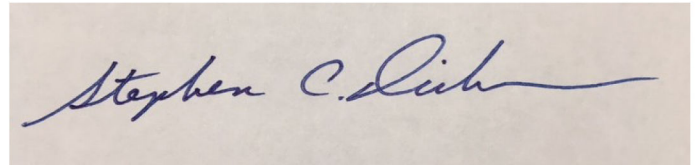
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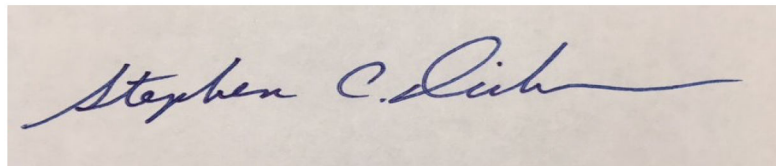
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ATTORNEY FOR RINCON WSC

CERTIFICATE OF SERVICE

The undersigned hereby certifies 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 September 29, 2021 in accordance with the Order Suspending Rules issued in Project No. 50664.



Stephen C. Dickman