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Received - 2021-09-22 10:20:17 AM
Control Number - 52197
ItemNumber - 25

PUC DOCKET NO. 52197

APPLICATION OF AQUA TEXAS, INC.	§	
TO AMEND A CERTIFICATE OF	§	PUBLIC UTILITY
CONVENIENCE AND NECESSITY	§	COMMISSION OF TEXAS
IN WILLIAMSON COUNTY	§	

**APPLICANT’S WITHDRAWAL WITHOUT PREJUDICE
OF ITS APPLICATION TO AMEND CERTIFICATE OF
CONVENIENCE AND NECESSITY NO. 21116 IN DOCKET NO. 52197**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COMES NOW Aqua Texas, Inc., a Texas corporation (“Applicant”), in this Docket No. 52197, and pursuant to PUC Rule 22.181(g) (16 TAC), files this “Withdrawal Without Prejudice” of its Application to amend its Sewer CCN No. 21116 in this Docket No. 52197, and in support thereof would show the Administrative Law Judge (“ALJ”) as follows:

1. On June 1, 2021, the Applicant filed its Application to amend its Sewer CCN No. 21116.
2. On July 21, 2021, the ALJ issued Order No. 2 finding the Application to be administratively complete and setting a procedural schedule.
3. On September 23, 2021, the ALJ issued Order No. 4 granting the interventions of the City of Georgetown and Jonah SUD.
4. Applicant’s Application to Amend its CCN No. 21116 has been scheduled for consideration of a “Preliminary Order” prepared by “Commission Advising” identifying issues to be addressed in the Docket on September 23, 2021.
5. The Application has not been referred to SOAH, and the Commission has taken no action on it, including no action on the draft “Preliminary Order” identifying issues.

6. No hearing on the merits of the Application has been scheduled, or conducted, on Applicant's Application, and Applicant has *not* presented its direct case. *See* PUC Rule 22.181(g)(1) (16 TAC).
7. No proposed order, nor proposal for decision, has been proposed or issued on the Application. *See* PUC Rule 22.181(g)(2)-(3) (16 TAC).
8. The Application has *not* been placed on an open meeting agenda for consideration of an appeal of an interim order, a request for certified issues, or a preliminary order with threshold legal or policy issues. *See* PUC Rule 22.181(g)(4) (16 TAC).

CONCLUSION & PRAYER

WHEREFORE, PREMISES CONSIDERED, Applicant Aqua Texas, Inc., respectfully requests that pursuant to PUC Rule 22.181(g) (16 TAC), the ALJ enter an Order granting Applicant's Withdrawal of its Application without prejudice.

Respectfully submitted,

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**ATTORNEYS FOR APPLICANT,
Aqua Texas, Inc., a Texas corporation**

CERTIFICATE OF SERVICE

I hereby certify by my signature below, that on this the 22nd day of September, 2021, a true and correct copy of the foregoing was:

- (i) electronically e-filed with the Commission pursuant to Rule 22.74 and the Commission's Order in Docket No. 50664 addressing Covid-19 Pandemic conditions, and
- (ii) forwarded via postage prepaid regular first-class mail and/or e-mail, where available, to the Parties to Docket No. 52197 or their legal counsel at the locations shown on the attached service list.

/s/ Edmond R. McCarthy, Jr.
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