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DOCKET NO. 52493

COMPLAINT OF BRAD WHITE	§	PUBLIC UTILITY COMMISSION
AGAINST ARLEDGE RIDGE WATER	§	
SUPPLY CORPORATION	§	OF TEXAS

**COMMISSION STAFF’S SUPPLEMENTAL STATEMENT OF POSITION, REQUEST
FOR REFERRAL, AND UNOPPOSED REQUEST FOR MEDITATION**

On September 1, 2021, Brad White (Complainant) filed a formal complaint against Arledge Ridge Water Supply Corporation (Arledge) related to Arledge’s refusal to provide Mr. White water service on his premises.¹ The complaint was filed under 16 Texas Administrative Code (TAC) § 22.242. Arledge filed a response on October 4, 2021.²

On December 7, 2021, the administrative law judge (ALJ) filed Order No. 5, requiring Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental statement of position by January 10, 2022. Therefore, this pleading is timely filed.

**I. SUPPLEMENTAL STATEMENT OF POSITION AND REQUEST FOR
REFERRAL**

Staff has reviewed the pleadings in this docket and responses to discovery requests submitted by Complainant and Arledge. As is evident by these pleadings and responses, there are facts in dispute and an evidentiary record needs to be developed. Therefore, Staff respectfully requests this docket be referred to the State Office of Administrative Hearings (SOAH) for a hearing on the merits.

¹ Complaint of Brad White Against Arledge Ridge Water Supply Corporation (Sep. 1, 2021) (Complaint).

² Response of Arledge Ridge Water Supply Corporation (Oct. 4, 2021) (Response).

II. UNOPPOSED REQUEST FOR SOAH MEDIATION

Staff has conferred with both Arledge and Complainant regarding the potential mediation of this dispute. The counsel for each party informed staff that there was interest in proceeding to mediation at SOAH. Therefore, Staff respectfully requests that this case be referred to SOAH for a hearing on the merits and that the assigned SOAH ALJ refer the case for mediation. At the time of this filing, all parties are unopposed to Staff's request for mediation.

III. CONCLUSION

Based on the foregoing, Staff respectfully requests the entry of an order referring the case to SOAH for mediation.

Dated: January 10, 2022

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

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CERTIFICATE OF SERVICE

I 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 January 10, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Forrest Smith
Forrest Smith