



Filing Receipt

Received - 2023-02-01 11:44:55 AM

Control Number - 52928

ItemNumber - 20

DOCKET NO. 52928

NOTICE OF VIOLATION BY MIDWAY	§	PUBLIC UTILITY COMMISSION
SOLAR, LLC FOR VIOLATIONS OF 16	§	
TAC § 25.55, CONCERNING WINTER	§	OF TEXAS
WEATHER READINESS REPORTING	§	
REQUIREMENTS	§	

JOINT STATUS REPORT AND REQUEST FOR CONTINUED ABATEMENT

On December 8, 2021, the Executive Director of the Public Utility Commission of Texas (Commission) filed a formal Notice of Violation (NOV) against Midway Solar, LLC (Midway Solar) in the above-styled proceeding. On December 22, 2021, Midway Solar filed a request for hearing. On January 18, 2022, Midway Solar filed a joint request to abate the proceeding pending settlement negotiations with Commission Staff. On January 21, 2022, the administrative law judge (ALJ) filed Order No. 1, abating the proceeding. The ALJ's first Order required Midway Solar and Commission Staff to file a joint status report by March 25, 2022. Midway Solar and Commission Staff filed a joint status report as required. The ALJ's Order No. 2—dated March 28, 2022—requested a subsequent status report by May 2, 2022, “and at the first of each month thereafter.” Therefore, this pleading is timely filed for the February 1, 2023 deadline.

I. STATUS REPORT AND REQUEST FOR CONTINUED ABATEMENT

Commission Staff and Midway Solar continue to engage in negotiations in good faith. The parties have reached a settlement in principle, are in the process of drafting and negotiating settlement documents, and believe a continued abatement is appropriate. Therefore, Commission Staff, on behalf of itself and Midway Solar, respectfully requests that the abatement of this proceeding be continued.

II. CONCLUSION

The parties respectfully request that the abatement of this proceeding be continued.

Dated: February 1, 2023

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS

**DIVISION OF COMPLIANCE AND
ENFORCEMENT**

Barksdale English
Division Director

/s/Van Moreland
Van Moreland
State Bar No. 24088087
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7163
(512) 936-7268 (facsimile)
van.moreland@puc.texas.gov

DOCKET NO. 52928

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 February 1, 2023, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/Van Moreland
Van Moreland