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Received - 2022-10-07 04:04:35 PM
Control Number - 53299
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BEFORE THE
STATE OFFICE OF ADMINISTRATIVE
HEARINGS

**CRYSTAL BLUFF GOAT RANCHES LLC'S APPEAL OF THE
COST OF OBTAINING SERVICE FROM POSSUM KINGDOM
WATER SUPPLY CORPORATION**

SOAH ORDER NO. 2

**MEMORIALIZING PREHEARING CONFERENCE; ADOPTING
PROCEDURAL SCHEDULE; PROVIDING HEARING INSTRUCTIONS;
AND REFERRING TO MEDIATION**

On October 4, 2022, a prehearing conference was convened via Zoom. Representatives of Crystal Bluff Goat Ranches, LLC; Possum Kingdom Water Supply Corporation; and the Staff of the Public Utility Commission of Texas appeared. At the prehearing conference, the parties discussed a procedural schedule and requested that this case be referred to mediation. As set out below,

the parties' agreed procedural schedule is adopted, and this case is referred to mediation.

I. ADOPTING PROCEDURAL SCHEDULE

On October 4, 2022, the parties filed an agreed motion to enter their proposed procedural schedule. The motion is GRANTED. The Administrative Law Judge (ALJ) adopts the proposed schedule and procedures set out below:

EVENT	DATE
Prehearing Conference	October 4, 2022
Crystal Bluff Goat Ranches, LLC's (CBRG) Prefiled Direct Testimony	December 1, 2022
Objections to CBGR's Prefiled Direct Testimony	January 10, 2023
Response to Objections to CBGR's Prefiled Direct Testimony	January 31, 2023
Possum Kingdom WSC Prefiled Direct Testimony	February 14, 2023
Objections to Possum Kingdom WSC's Prefiled Direct Testimony	March 14, 2023
Response to Objections to Possum Kingdom WSC's	April 4, 2023

Prefiled Direct Testimony	
Staff's Prefiled Direct Testimony/Statement of Position	May 2, 2023
Objections to Staff's Direct Testimony/Statement of Position	May 23, 2023
Response to Objections to Staff's Direct Testimony/Statement of Position	June 13, 2023
Prefiled Rebuttal Testimony for all parties	June 27, 2023
Objections to Rebuttal Testimony	July 11, 2023
Discovery deadline – all discovery must be completed by this date	July 22, 2023
Response to Objections to Rebuttal Testimony	July 25, 2023
Hearing on the Merits	August 15-16, 2023

The following actions shall be taken **no later than August 8, 2023, at NOON:**

- Each party **SHALL** file a witness list identifying all witnesses the party expects to call to testify during the hearing and identifying its witnesses, if any, for whom all other parties waived cross-examination.
- Each party **SHALL** file a list of all exhibits it intends to offer at the hearing (including, for example, on cross-examination).

- The parties **SHALL** deliver to the ALJs at the State Office of Administrative Hearings (SOAH), Room 504, 5th Floor, William P. Clements Building, 300 West 15th Street, Austin, Texas, 78701, **the ALJ's copy, the record copy, and two appeal copies** of all exhibits the party intends to offer. If a court reporter will transcribe the hearing, the parties **SHALL**, after consulting the court reporter about how to do so, provide the record copy of its exhibits instead to the court reporter, along with the party's witness list and exhibit list.
- The parties **SHALL** exchange a marked copy of all exhibits that they intend to offer at the hearing.

All exhibits **SHALL** be marked with the offering party's name and the exhibit number. Exhibits should be numbered sequentially, and multipage documents shall be paginated or Bates-stamped. Exhibits not meeting a requirement in this order may not be admitted into the record absent good cause.

Prior to the hearing, the parties **SHALL** provide to witnesses all documents necessary for effective participation in the hearing. Parties should also speak to the witnesses they intend to call to testify and provide them the necessary videoconferencing information.

II. PROVIDING HEARING INSTRUCTIONS

The ALJ will convene the hearing on the merits **on August 15, 2023, at 9:00 a.m. via Zoom**. The hearing is set for two days.

Attend the hearing in one of these ways:

Join by computer or smart device:

Go to <https://soah-texas.zoomgov.com> and enter the following:

Meeting ID: 160 275 6762

Video Passcode: PUC646

Join by telephone (audio only):

Call +1 669 254 5252, and then enter the following:

Meeting ID: 160 275 6762

Telephone Passcode: 530830

A person who experiences technical difficulties with joining the hearing should contact SOAH's Docketing Division at (512) 475-4993, or the ALJ's legal secretary, Natalie Polm, at 512-936-6623. SOAH support personnel are not authorized to provide advice or interpret orders or other legal requirements for the parties.

III. REFERRING CASE TO MEDIATION

The ALJ, having granted the parties' request for mediation, **ORDERS:**

1. This case is hereby referred to SOAH's Alternative Dispute Resolution Team Leader, Judge Holly Vandrovec, for appointment of a mediator and a period of mediation. With the issuance of this Order, the official file in this case is transferred to Judge Vandrovec.
2. The mediator will schedule the mediation in consultation with the parties.

3. The parties are ordered to appear at the mediation with a party representative (in addition to the attorney) who has full settlement authority for this matter.
4. The parties shall file a status report **no later than December 5, 2022.**

SIGNED OCTOBER 5, 2022

ALJ Signature(s):

A handwritten signature in black ink, appearing to read "Daniel Wiseman", is written over a horizontal line.

Daniel Wiseman,

Presiding Administrative Law Judge