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SOAH DOCKET NO. 473-25-03681. WS
PUC DOCKET NO. 56610

RATEPAYERS' APPEAL OF THE	§	PUBLIC UTILITY COMMISSION
DECISION BY LEROY-TOURS-GERALD	§	
WATER SUPPLY CORPORATION TO	§	OF TEXAS
CHANGE RATES	§	
	§	

LEROY TOURS GERALD WATER SUPPLY CORPORATION'S MOTION TO ABATE
PROCEEDINGS AND REQUEST FOR REFERRAL TO SOAH FOR MEDIATION

COMES NOW, the Leroy Tours Gerald Water Supply Corporation ("LTG") and respectfully files this Motion to Abate Proceedings and Mediate. In support of this Motion, the Movant would show the Court the following:

I. Procedural History

On November 25, 2024, a prehearing conference before the State Office of Administrative Hearings ("SOAH") was held via Zoom videoconference, and all parties appeared. At the prehearing conference, the parties discussed a procedural schedule and the possibility of a mediation. On November 26, 2024, the Administrative Law Judge ("ALJ") issued Order No. 2 requiring the parties to file, no later than December 11, 2024, an agreed proposed procedural schedule, a request for referral to mediation, or both, therefore this motion is timely filed.

II. Motion for Referral to Mediation

As discussed during the November 25, 2024, prehearing conference, the parties have agreed to participate in mediation through a SOAH ALJ led session. The movant requests that the presiding ALJ of the above referenced Docket refer this matter to mediation so the parties may attempt to resolve any issues, including, but not limited to, the list of issues in the Commissioner's Preliminary Order. The parties have also agreed to conduct such mediation

session at a time and location convenient for both parties to be determined upon assignment of a ALJ mediator and coordination with their schedule. This Motion is not made for delay but to encourage an efficient and amicable resolution to the dispute.

III. Motion to Abate Proceedings

If this Docket is referred to SOAH ALJ led mediation LTG respectfully requests further proceedings in above referenced docket to be abated to allow the parties to engage in good-faith mediation until such time as an ALJ lead mediation session is complete.

IV. Conclusion and Prayer

WHEREFORE, PREMISES CONSIDERED, Movant respectfully requests that the Court:

1. Grant this Motion to Abate Proceedings and Mediate;
2. Order the parties to participate in mediation with a SOAH ALJ mediator;
3. Abate all deadlines, hearings, and trial dates until such time as a Mediation is conducted;
4. Grant such other and further relief to which Movant may be entitled at law or equity.

Dated: December 4, 2024

Respectfully submitted,

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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 December 4, 2024 in accordance with the Second Order Suspending Rules, issued in Project 50664.

/s/ Daniel Adam Miles

DANIEL ADAM MILES