

# State Office of Administrative Hearings



Cathleen Parsley  
Chief Administrative Law Judge

March 22, 2013

Les Trobman, General Counsel  
Texas Commission on Environmental Quality  
P.O. Box 13087  
Austin Texas 78711-3087

Re: SOAH Docket No. 582-08-4353; TCEQ Docket No. 2008-1185-UCR; In Re:  
Application of Interim-La Ventana, LLC to Acquire Facilities and Transfer CCN  
No. 12920 of La Ventana Water Company Located in Hays County, Texas

Dear Mr. Trobman:

This is my recommendation concerning the exceptions that the Applicant and the Protestants have filed to my Proposal for Decision (PFD) in the above case, which is pending before the Texas Commission on Environmental Quality (Commission). No other party filed exceptions.

I recommend that the Commission sustain the Applicant's exceptions to Finding of Fact Nos. 39 and 40 and find that Robert and Kay Hughes remain parties and are represented by William Davis. I recommended that the Commission deny the Applicant's motion to strike the exceptions filed by the Protestants because they were filed a few hours late. The late filing did not harm any party or compromise the Commission's processing of the case.

I recommend that the Commission overrule the Protestants' exceptions. Their substance was considered and fully addressed in the PFD.

Sincerely,

A handwritten signature in cursive script that reads "William G. Newchurch".

William G. Newchurch  
Administrative Law Judge

WGN:nl  
cc: Mailing List

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**AGENCY:** Environmental Quality, Texas Commission on (TCEQ)  
**STYLE/CASE:** INTERIM-LA VENTANA, LLC  
**SOAH DOCKET NUMBER:** 582-08-4353  
**REFERRING AGENCY CASE:** 2008-1185-UCR

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**STATE OFFICE OF ADMINISTRATIVE  
HEARINGS**

**ADMINISTRATIVE LAW JUDGE  
ALJ WILLIAM G. NEWCHURCH**

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INTERIM-LA VENTANA

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