

**BEFORE THE
RAILROAD COMMISSION OF TEXAS**

**RESIDENT APPEAL OF
MUNICIPAL ACTION TAKEN BY
THE CITY OF AUSTIN**

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**GAS UTILITIES DOCKET
NO. 10676**

ORDER OF DISMISSAL

The Director of the Railroad Commission of Texas ("Commission") enters this order pursuant to Commission Rule § 1.107 (Dismissal) upon the petitioner's voluntary withdrawal of his initial pleading.

FINDINGS OF FACT

1. On November 27, 2017, Paul Robbins ("Petitioner"), a resident of the City of Austin and a customer of Texas Gas Service Company ("TGS"), filed a letter with the Commission challenging municipal action taken by the City of Austin (the "Appeal"). The filing was docketed as GUD No. 10676.
2. On December 7, 2017, both the City of Austin and TGS separately moved to dismiss the Appeal for lack of jurisdiction.
3. On December 15, 2017, a prehearing conference was held to consider the motions to dismiss and to gather additional clarifying information from Petitioner.
4. On January 19, 2018, prior to the Administrative Law Judge issuing rulings on the motions to dismiss, Petitioner filed a letter formally withdrawing his Appeal.

CONCLUSIONS OF LAW

1. Commission Rule § 1.107 (Dismissal) authorizes the Hearings Director to dismiss a proceeding where the original pleading is withdrawn.

IT IS THEREFORE ORDERED that the Appeal is hereby dismissed, without prejudice. The "without prejudice" designation is due to Petitioner's voluntary withdrawal and is not a comment or conclusion relating to the Commission's appellate jurisdiction to hear the issues raised in the Appeal.

IT IS FURTHER ORDERED that all other motions, requests for entry of specific findings of fact and conclusions of law, and any other requests for general or specific relief, if not granted or approved in this Order, are hereby **DENIED**.

SIGNED this 15th day of February, 2018.



Randall R. Collins, Director
Hearings Division