



Control Number: 43041



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SOAH DOCKET NO. 473-16-3809.WS  
PUC DOCKET NO. 43041

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APPLICATION OF THE CITY OF §  
DORCHESTER TO AMEND A §  
CERTIFICATE OF CONVENIENCE §  
AND NECESSITY IN GRAYSON COUNTY §  
(37917-C) §

PUBLIC UTILITY COMMISSION  
BEFORE THE FILING CLERK

STATE OFFICE OF

ADMINISTRATIVE HEARINGS

**WALTON TEXAS, LP'S SUPPLEMENT TO MOTION TO INTERVENE**

Walton Texas, LP hereby files this Supplement to Motion to Intervene in the above-referenced matter to address the City of Howe, Texas' Response in Opposition to Walton Texas, LP's Motion to Intervene.

As an initial matter, Walton Texas, LP notes that during the prehearing telephone conference held on May 20, 2016, the Administrative Law Judge specifically directed Walton Texas, LP to file a motion to intervene. The City of Howe declined to participate in the prehearing conference and therefore appears to be unaware of what occurred during the prehearing conference.

In addition, the undersigned does not and has not at any time represented the City of Dorchester or indicated such. Rather, the undersigned and other consultants for Walton Texas, LP have been assisting the City of Dorchester with the application. *See Exhibit A hereto.* The fact that the undersigned may have been erroneously listed as the City of Dorchester's counsel by the City of Howe or others has no bearing on whether Walton Texas, LP's Motion to Intervene should be granted.

Walton Texas, LP has previously participated extensively in proceedings related to the application, and having been allowed such participation, did not believe that a formal motion to intervene was necessary. And, because Walton Texas, LP has already been participating in this

proceeding, there will be no disruption if Walton Texas, LP is formally named a party. Again, Walton Texas, LP owns the bulk of the land proposed to be included in the City of Dorchester's Certificate of Convenience and Necessity and has requested water service from the City of Dorchester. Clearly, Walton Texas, LP has a justiciable interest that is affected by the application.

WHEREFORE, PREMISES CONSIDERED, Walton Texas, LP hereby again respectfully requests that it be admitted as a party in the above-referenced matter.

Respectfully submitted,

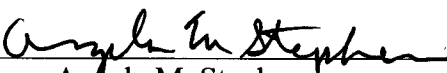
COATS ROSE, P.C.

By: Angela M. Stepherson  
Angela M. Stepherson  
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ATTORNEYS FOR WALTON TEXAS, LP

### **CERTIFICATE OF SERVICE**

I certify that a copy of this document was served on all parties of record in this proceeding on June 29, 2016 by electronic mail or facsimile.

  
Angela M. Stepherson

# COATS | ROSE

*A Professional Corporation*

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May 11, 2015

**VIA FEDERAL EXPRESS**

Filing Clerk  
Public Utility Commission of Texas  
Central Records  
1701 N. Congress, Suite 8-100  
Austin, Texas 78701

Re: PUC Docket No. 43041; Application of the City of Dorchester to Amend a  
Certificate of Convenience and Necessity in Grayson County (37917-C)

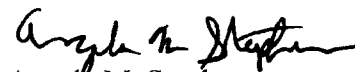
Dear Sir or Madam:

This letter is in response to Order No. 5 in the above referenced matter. I represent Walton Texas, LP, which owns the bulk of the land covered by the application. Enclosed please find ten (10) copies of Marilee Special Utility District's consent to dual certification. This resolution was also included in the original application filed with the Texas Commission Environmental Quality.

Our engineers are reviewing whether there is an overlap with the City of Howe, which was not intended. We request an extension of thirty (30) days to submit new digital data if needed.

I consulted with the City of Dorchester's representative, Eddy Daniel, and agreed to submit any necessary information. Thank you for your attention to this matter.

Very truly yours,

  
Angela M. Stepherson

Enclosures

cc: Eddy Daniel, P.E., DBI Engineers

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