

Control Number: 46333



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DOCKET NO. 46333

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APPLICATION OF PK-RE §  
DEVELOPMENT COMPANY, INC. §  
DBA GREENSHORES UTILITY §  
SERVICES AND DBA OAK SHORES §  
WATER SYSTEM FOR AUTHORITY §  
TO CHANGE RATES AND TARIFFS §  
IN TRAVIS COUNTY §

PUBLIC UTILITY COMMISSION

PUBLIC UTILITY COMMISSION  
OF FILING CLERK

TEXAS

**GREENSHORES ON LAKE AUSTIN PROPERTY  
OWNERS' ASSOCIATION, INC.'S  
MOTION TO INTERVENE**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

Greenshores on Lake Austin Property Owners' Association, Inc. ("Greenshores") files this Motion to Intervene and would respectfully show as follows:

**I. INTRODUCTION**

Greenshores seeks to intervene as a party, comment and fully participate in Public Utility Commission Docket No. 46333 pursuant to Sections 22.101 through 22.104 of the Commission's Procedural Rules. As set forth below, Greenshores has a justiciable interest that may be adversely affected by the outcome of this proceeding.

**II. AUTHORIZED REPRESENTATIVE**

The name and address of the movant is:

Greenshores on Lake Austin Property Owners' Association, Inc.  
c/o David Yeager  
P.O. Box 92649  
Austin, Texas 78709

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Greenshores' authorized representative for service of all pleadings and other documents in this docket and legal representative is:

John J. Carlton  
The Carlton Law Firm P.L.L.C.  
2705 Bee Cave Road, Suite 200  
Austin, Texas 78746  
Telephone: (512) 614-0901  
Fax: (512) 900-2855  
Email: [john@carltonlawaustin.com](mailto:john@carltonlawaustin.com)

All pleadings, motions and other documents in this proceeding should be served on Greenshores' representative.

### **III. TIMELINESS OF INTERVENTION**

The applicant, PK-RE Development Company, Inc. dba Oak Shores Water System ("Applicant"), filed an application on October 12, 2016. The Commission issued an order declaring the application administratively insufficient on November 16, 2016. A revised and corrected notice of the application has not been mailed by Applicant. This Motion is timely filed.

### **IV. JUSTICIABLE INTEREST**

The members of Greenshores are retail water and sewer utility customers of PK-RE Development Company, Inc. d/b/a Oak Shores Water System. The owner of PK-RE Development Company, Inc. is also the developer of the Greenshores on Lake Austin subdivision. Any increase in water and sewer rates will have an adverse impact on the customers of the water and sewer systems.

### **V. PROTECTIVE ORDER CERTIFICATIONS**

Greenshores hereby files its protective order certifications as required by the Commission's rules and requests access to the confidentially filed portions of the application filed by Applicants.

## VI. PRAYER

Greenshores respectfully requests that this Motion to Intervene be granted, that Greenshores be granted party status, and that Greenshores receive any and all relief to which it shows that is justly entitled.

Respectfully submitted,

By:   
John J. Carlton

John J. Carlton  
The Carlton Law Firm P.L.L.C.  
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(512) 614-0901  
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State Bar No. 03817600

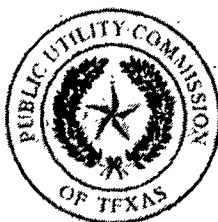
ATTORNEY FOR GREENSHORES ON LAKE  
AUSTIN PROPERTY OWNERS'  
ASSOCIATION, INC.

## CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 13<sup>th</sup> day of December, 2016.

  
John Carlton

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## Protective Order or Confidential Filing Certification

### If confidential information is subject to a Protective Order

I certify my understanding that the Protected Materials and/or Highly Sensitive Protected Material are provided to me pursuant to the terms and restrictions of the Protective Order in this docket and that I have received a copy of it and have read the Protective Order and agree to be bound by it. I understand that the contents of the Protected Materials and/or Highly Sensitive Protected Materials, any notes, memoranda, or any other form of information regarding or derived from the Protected Materials and/or Highly Sensitive Protected Materials shall not be disclosed to anyone other than in accordance with the Protective Order and unless I am an employee of the Commission or OPC shall be used only for the purpose of the proceeding in Docket No. 46333. I acknowledge that the obligations imposed by this certification are pursuant to such Protective Order. Provided, however, if the information contained in the Protected Materials and/or Highly Sensitive Protected Materials is obtained from independent public sources, the understanding stated here shall not apply.

Greenshores on Lake Austin Property Owners Association, Inc.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Party Represented

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

I also certify that I am eligible to have access to Highly Sensitive Protected Materials under the terms of the Protective Order in this docket.

Greenshores on Lake Austin Property Owners Association, Inc.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Party Represented

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

### If confidential information is not subject to a Protective Order

I certify my understanding that the Confidential Materials provided to me may not be disclosed to anyone except as required by the provisions of the Texas Public Information Act, Texas Government Code Chapter 552, or other applicable law or court order.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Staff job title

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

*Jay Joyce*  
Jay Joyce

12/12/16



## **Protective Order or Confidential Filing Certification**

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Signature

John J. Carlton

Printed Name

Greenshores on Lake Austin Property Owners Association, Inc.

Party Represented

December 12, 2016

Date

I also certify that I am eligible to have access to Highly Sensitive Protected Materials under the terms of the Protective Order in this docket.

Signature

John J. Carlton

Printed Name

Greenshores on Lake Austin Property Owners Association, Inc.

Party Represented

December 12, 2016

Date

### **If confidential information is not subject to a Protective Order**

I certify my understanding that the Confidential Materials provided to me may not be disclosed to anyone except as required by the provisions of the Texas Public Information Act, Texas Government Code Chapter 552, or other applicable law or court order.

Signature

John J. Carlton

Printed Name

Staff job title

December 12, 2016

Date

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