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PUBLIC UTILITY COMMISSION
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PETITION OF THE CITIES OF
GARLAND, MESQUITE, PLANO
AND RICHARDSON APPEALING
THE DECISION BY NORTH TEXAS
MUNICIPAL WATER DISTRICT
AFFECTING 2018 WHOLESALE
WATER RATES

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PUBLIC UTILITY COMMISSION

OF TEXAS

**CITY OF ROCKWALL'S
MOTION TO INTERVENE**

Pursuant to the Commission's Procedural Rules [16 Tex. Admin. Code ("TAC") §§] 22.103 and 22.104, the City of Rockwall, Texas ("Rockwall") files this Motion to Intervene. This filing is timely. In support thereof, Rockwall would respectfully show as follows:

1. Rockwall is a municipality that operates as a retail public utility providing water and sewer service within portions of Rockwall County, Texas. As a political subdivision of the State of Texas, the city serves the public interest.

2. As acknowledged in Original Petition initiating this proceeding,¹ Rockwall is one of several cities that, together with the Petitioners, contracted with North Texas Municipal Water District ("District" or "NTMWD") for wholesale water.² As a party to the agreement under which rates subject to appeal are set, Rockwall is one of several "other appropriate parties" provided service under 16 TAC § 24.130(a).³

3. Petitioners appeal the District's proposed rate and rate setting procedures and, as such, Rockwall and its citizens may be impacted by the Commission's decisions in this proceeding. Rockwall has a justiciable interest that may be adversely affected by the outcome of this proceeding and seeks intervention.

4. The business representative for Rockwall is:

Rick Crowley
City Manager
Rockwall City Hall

¹ Original Petition Appealing Wholesale Water Rates at notes 6-7 and accompanying text.

² *Id.*, Attachment B, NTMWD Regional Water Supply Facilities Amendatory Contract (identifying Rockwall as a party to the contract).

³ *See id.* at 9 and 21-22 (service list).

385 S. Goliad Street
Rockwall, Texas 75087

5. Rockwall is represented in this proceeding by the following authorized legal representatives:

Patrick W. Lindner
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DAVIDSON TROILO REAM & GARZA, PC
601 NW Loop 410, Ste. 100
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6. Rockwall requests that all pleadings, orders, correspondence and filings in this proceeding be served on its legal representatives. In the event only one representative may be used for service of a particular pleading, Rockwall requests that Patrick Lindner be served.

WHEREFORE, PREMISES CONSIDERED, Rockwall respectfully requests that its Motion to Intervene be granted, that it be allowed to participate as a party to this proceeding, and for such further relief to which it may be entitled.

Respectfully submitted,

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ATTORNEYS FOR CITY OF ROCKWALL

CERTIFICATE OF SERVICE

I hereby certify that on this 26 day of January, 2018, a true and correct copy of the above and foregoing document was served by hand delivery, facsimile or First Class Mail to the following:

<p>Lauren Kalisek James T. Aldredge LLOYD GOSSELINK ROCHELLE & TOWNSEND PC 816 Congress Avenue, Suite 1900 Austin, TX 78701 512-322-5800 512-472-0532 (Fax) lkalisek@lglawfirm.com jaldredge@lglawfirm.com</p> <p>Kate Norman Gene Montes COFFIN RENNER LLP 98 San Jacinto Blvd. Suite 1450 Austin, TX 78701 512-879-0900 512-879-0912 (Fax) kate.norman@crtxlaw.com gene.montes@crtxlaw.com</p> <p>Attorneys for North Texas Municipal Water District</p>	<p>Michael J. Tomsu Taylor Holcomb VINSON & ELKINS, LLP 2801 Via Fortuna, Suite 100 Austin, TX 78746 512-542-8527 512-236-3211 FAX mtomsu@velaw.com</p> <p>Barry Smitherman BARRY SMITHERMAN, PC P. O. Box 163805 Austin, TX 78716 512-652-8949 512-330-0182 (Fax)</p> <p>Attorneys for Petitioning Cities</p>
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Patrick W. Lindner