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SOAH DOCKET NO. 473-18-1905.WS
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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 §

PUBLIC UTILITY COMMISSION
FILING CLERK
BEFORE THE STATE OFFICE
OF
ADMINISTRATIVE HEARINGS

CITY OF MCKINNEY'S MOTION TO INTERVENE

The City of McKinney ("McKinney" or "City") hereby files its Motion to Intervene and in support thereof shows as follows:

1. The Cities of Garland, Mesquite, Plano and Richardson ("Petitioners") filed a petition appealing the wholesale water rates imposed by the North Texas Municipal Water District ("NTMWD") pursuant to a contract. The Petitioners allege that the rates adversely affect the public interest.
2. The City of McKinney is one of several municipalities, that include the Petitioners, that has entered into a contract with the NTMWD for wholesale water.¹
3. The Commission's decision in this matter may affect the rates that the City of McKinney as well as its residents pay for water service. Therefore, pursuant to 16 Texas Administrative Code § 22.103, the City of McKinney has standing to intervene in this proceeding since it has a justiciable interest which may be adversely affected by the outcome of this proceeding.

¹ Original Petition Appealing Wholesale Water Rates at 4 and at Attachment B, NTMWD Regional Water Supply Facilities Amendatory Contract at 1 (identifying the City of McKinney as a party to the contract).

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4. The City of McKinney's authorized representatives in this matter are:

Alfred R. Herrera
Brennan J. Foley
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Therefore, the City of McKinney requests that the presiding officer grant the City's motion to intervene allowing it to participate in this proceeding as a party.

Respectfully submitted,

HERRERA LAW & ASSOCIATES, PLLC
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Austin, Texas 78701
(512) 474-1492 (voice)
(512) 474-2507 (fax)

By: 

Alfred R. Herrera
State Bar No. 09529600

Brennan J. Foley
State Bar No. 24055490

**ATTORNEYS FOR THE CITY OF
MCKINNEY**

CERTIFICATE OF SERVICE

I hereby certify that on this the 25th day of January 2018, a true and correct copy of the *City of McKinney's Motion to Intervene* was served upon all parties of record by facsimile and/or First-class mail United States mail, postage paid.

By: 

Brennan J. Foley