

Control Number: 48454



Item Number: 26

Addendum StartPage: 0

DOCKET NO. 48454

2019 SEP 13 PM 2:36

PUBLIC UTILITY COMMISSION
BEFORE THE FILING CLERK

COMPLAINT OF NZINGA HUGHES §
AGAINST THE TRAILS AT DOMINION §
PARK, AB-GO TRAILS AT DOMINION §
PARK PROPCO, LLC, NWP SERVICES §
CORPORATION, HARRIS COUNTY §
MUNICIPAL UTILITY DISTRICT NO. §
215, AND GOLDOLLER REAL ESTATE §
INVESTMENTS §

PUBLIC UTILITY COMMISSION

OF TEXAS

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 215'S LIST OF ISSUES

TO THE PUBLIC UTILITY COMMISSION OF TEXAS:

COMES NOW, Harris County Municipal Utility District No. 215 (the "District"), by and through its undersigned attorneys of record, and hereby files this List of Issues.

I. BACKGROUND

Pursuant to the Order of Referral issued in this matter on August 16, 2019, the District was required to file this List of Issues with the Public Utility Commission ("Commission") by September 5, 2019. However, the District is not a party to this proceeding, and only files this List of Issues for the purpose of clarification. The District was dismissed from this matter on September 24, 2018 by Order No. 2, which is attached hereto and incorporated herein by reference as Exhibit A. In issuing Order No. 2, the Administrative Law Judge found that the "complainant ha[d] failed to allege facts that would subject the District to the Commission's jurisdiction in this matter."

II. LIST OF ISSUES

As the District is not a party to this proceeding, it proposes no issues for the Commission's consideration.

III. CONCLUSION AND PRAYER

NOW THEREFORE, for the reasons provided herein, Harris County Municipal Utility District No. 215 requests that the Commission remove it from this proceeding in accordance with Order No. 2, and provide it with all other relief to which it is justly entitled.

Respectfully submitted,

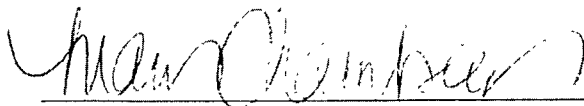
**LLOYD GOSSELINK ROCHELLE &
TOWNSEND, P.C.**

816 Congress Avenue, Suite 1900

Austin, Texas 78701

(512) 322-5800

(512) 472-0532 (Fax)



MARIS M. CHAMBERS

State Bar No. 24101607

mchambers@lglawfirm.com

DAVID J. KLEIN

State Bar No. 24041257

dklein@lglawfirm.com

**ATTORNEYS FOR HARRIS COUNTY
MUNICIPAL UTILITY DISTRICT NO. 215**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was transmitted by fax, hand-delivery and/or regular, first class mail on this 13th day of September, 2019 to the parties of record, in accordance with 16 Tex. Admin. Code § 22.74.



Maris M. Chambers

Exhibit A
Order No. 2

DOCKET NO. 48454

COMPLAINT OF NZINGA HUGHES §
AGAINST THE TRAILS AT DOMINION §
PARK, AB-GO TRAILS AT DOMINION §
PARK PROPCO, LLC, NWP SERVICES §
CORPORATION, HARRIS COUNTY §
MUNICIPAL UTILITY DISTRICT NO. §
215, AND GOLDOLLER REAL ESTATE §
INVESTMENTS §

PUBLIC UTILITY COMMISSION
OF TEXAS

RECEIVED
2018 SEP 24 PM 2:05
PUBLIC UTILITY COMMISSION
FILING CLERK

**ORDER NO. 2
DISMISSING HARRIS COUNTY MUD 215 AND REQUIRING RESPONSES**

On June 11, 2018, Nzinga Hughes (complainant) filed a complaint against The Trails at Dominion Park, Ab-Go Trails at Dominion Park Propco, LLC, NWP Services Corporation, Harris County Municipal Utility District No. 215, and Goldoller Real Estate Investments regarding water and wastewater method of billing and related charges.

In Order No. 1 issued on June 12, 2018, the above-referenced respondents were required to respond to the complaint no later than July 2, 2018.

On July 2, 2018, the District filed a response and moved to be dismissed from this docket because complainant did not allege facts that would subject it to the Commission's jurisdiction.

On July 3, 2018, RealPage Utility Management, Inc. (formerly known as NWP Services Corporation) filed a response to the complaint, noting that "respondents deny each and every allegation Complainant has made" but did specify whether it represents The Trails, Ab-Go Trails, or Goldoller in this complaint. Separate responses by The Trails, Ab-Go Trails, or Goldoller were not received regarding this complaint.

On July 9, 2018, Commission Staff filed a statement of position, agreeing with the District's motion that it be dismissed from this case. Additionally, Commission Staff stated that it is not clear whether RealPage represents only itself with respect to the named respondents.

On September 12, 2018, the District reurged its dismissal as a respondent to this proceeding.

10

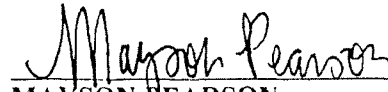
The District's motion to be removed from this proceeding is granted as complainant has failed to allege facts that would subject the District to the Commission's jurisdiction in this matter. The District is removed from the Commission's official service list for this proceeding.

II. Requiring Responses

On or before October 1, 2018, RealPage must clarify its relationship with NWP Services Corporation and whether its response of July 3, 2018, was provided on its own and NWP Services' behalf or should have included The Trails, Ab-Go Trails, and Goldoller as well.

Signed at Austin, Texas the 24th day of September 2018.

PUBLIC UTILITY COMMISSION OF TEXAS



MAYSON PEARSON
ADMINISTRATIVE LAW JUDGE