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RECEIVED

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

2019 JAN 03 PM 1:22  
 BEFORE THE

PUBLIC UTILITY COMMISSION  
 FILING CLERK

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 stated in Original Petition initiating this proceeding,<sup>1</sup> Rockwall is one of several cities that, together with the Petitioners, contracted with North Texas Municipal Water District ("District" or "NTMWD") for wholesale water.<sup>2</sup> 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).<sup>3</sup>

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.

<sup>1</sup> Original Petition Appealing Wholesale Water Rates at page 4, notes 6-7 and accompanying text.

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

<sup>3</sup> *See id.* at page 15 (service list).

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  
385 S. Goliad Street  
Rockwall, Texas 75087

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

Patrick W. Lindner  
[plindner@dtgrglaw.com](mailto:plindner@dtgrglaw.com)  
DAVIDSON TROILO REAM & GARZA, PC  
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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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By: /s/ Betsy Johnson  
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**ATTORNEYS FOR CITY OF ROCKWALL**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of this document was served on all parties of record via E-mail, regular mail, hand delivery or fax on January 23, 2019.

/s/ Betsy Johnson  
Betsy Johnson