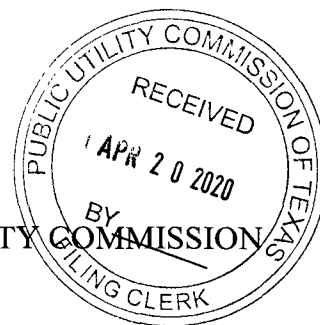


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APPLICATION OF  
UNDINE TEXAS, LLC  
AND UNDINE TEXAS  
ENVIRONMENTAL, LLC  
FOR AUTHORITY TO CHANGE  
RATES

§  
§  
§  
§  
§  
§

PUBLIC UTILITY COMMISSION  
OF TEXAS  
  
BEFORE THE  
STATE OFFICE OF  
ADMINISTRATIVE HEARINGS

**HOMEOWNERS ASSOCIATION OF TEJAS LAKES' MOTION TO INTERVENE**

COMES NOW, the Homeowners Association of Tejas Lakes (“Tejas Lakes”) and files this Motion to Intervene as a party to the above-captioned proceeding.

In support of its Motion, TEJAS LAKES shows as follows:

1. Tejas Lakes is a Texas Non-Profit Corporation, pursuant to Chapter 22 of the Texas Business Organizations Code, duly organized and existing under and by virtue of the laws of the State of Texas. Tejas Lakes was formed to manage the common affairs of members in Tejas Lakes, a subdivision located in Fort Bend County, Texas. Tejas Lakes is located within the service territory of UNDINE TEXAS, LLC AND UNDINE TEXAS ENVIRONMENTAL, LLC (“Undine”) whose members are affected by this filing.
2. On December 20, 2019, Undine files an application for authority to change rates. Tejas Lakes consists of 99 Lots with approximately 350 members. Tejas Lakes and its members may be adversely impacted by Undine’s request. Under 16 TAC §22.103(b), a person has standing to intervene if that person has a right to participate that is expressly conferred by law or it that person has “a justiciable interest which may be adversely affected by the outcome of the proceeding.”<sup>1</sup> Tejas Lakes, on behalf of its members, has a justiciable interest in this proceeding pursuant to 16 Texas Administrative Code (“TAC”) §22.103(b)

<sup>1</sup> See 16 Tex. Admin. Code §§ 22.103(b)(1) and (2).

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and 22.104. Tejas Lakes and its members will be assessed the updated rates. Therefore, for this reason, Tejas Lakes has standing to participate in this proceeding that is conferred by statute.

3. Sarah B. Gerdes and Catherine Zarate of SEARS | BENNETT | GERDES | LLP shall be hereby designated as Lead Counsel for Tejas Lakes and all the members of Tejas Lakes; all further communication for Tejas Lakes shall be sent to:

Name : Sarah B. Gerdes and Catherine Zarate  
Firm : SEARS | BENNETT | GERDES | LLP  
Address : 6548 Greatwood Pkwy.  
Sugar Land, Texas 77479  
Telephone : (713) 782-1788  
Facsimile : (713) 782-1787  
Email : [sarah@searsfirm.com](mailto:sarah@searsfirm.com) or [catherine@searsfirm.com](mailto:catherine@searsfirm.com)

WHEREFORE, PREMISES CONSIDERED, Tejas Lakes requests that the Commission, Undine, and all interested parties take notice of this Motion to Intervene and serve Tejas Lakes with copies of all documents filed in this docket and that Tejas Lakes be permitted to participate fully as a party in this proceeding as a matter of right on behalf of its members.

Dated April 21, 2020

RESPECTFULLY SUBMITTED,

**SEARS | BENNETT | GERDES | LLP**

*/s/ Catherine A. Zarate*

\_\_\_\_\_  
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LEAD COUNSEL FOR RESPONDENT

**CERTIFICATE OF SERVICE**

I hereby certify that on April 21, 2020, a true and correct copy of the above and foregoing instrument has been duly served upon the following by certified mail, return receipt requested, postage prepaid, first class mail, e-mail and or eservice:

Georgia Crump  
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