



Filing Receipt

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| PETITION OF STERLING DEASON | § | PUBLIC UTILITY COMMISSION |
| O'DONNELL AND DARWIN DEASON, | § | |
| CO-TRUSTEES OF THE STERLING | § | |
| DEASON O'DONNELL DD 2012 TRUST | § | |
| UNDER AGREEMENT OF THE DD 2014- | § | |
| B GRANTOR RETAINED ANNUITY | § | OF |
| TRUST TO AMEND MARILEE SPECIAL | § | |
| UTILITY DISTRICT'S CERTIFICATE | § | |
| OF CONVENIENCE AND NECESSITY IN | § | |
| COLLING COUNT BY EXPEDITED | § | |
| RELEASE | § | TEXAS |

PETITIONER'S RESPONSE TO ORDER NO. 18

Sterling Deason O'Donnell and Darwin Deason, co-trustees of the Sterling Deason O'Donnell DD 2012 Trust under agreement of the DD 2014-B Grantor Retained Annuity Trust (the "Petitioner") file this Response to Order No. 18, addressing Commission Staff's Informational Filing and Request for Clarification and Abatement, and in support thereof, respectfully shows as follows:

Commission Staff filed an Informational Filing and Request for Clarification and Abatement on June 9, 2022 requesting clarification if the release can proceed and what entity is responsible for Petitioner's one-half of the Commission appraiser's fee.

The Commission's order filed on March 1, 2022, released the tract of land from Marilee SUD's certificated service area under certificate of convenience and necessity number 10150. There is no need for clarification on whether the release can proceed because the release has already occurred. *See Petition of Legacy Equestrian Center LLC to Amend Marilee Special Utility District's Certificate of Convenience and Necessity in Collin County by Expedited Release*; Docket No. 52435; Order No. 6. Additionally, Texas Water Code §13.2541(i) states, "The petitioner and the certificate holder shall each pay half the cost of the third appraisal."

Therefore, petitioner is statutorily responsible for paying half of the Commission's appraisal. TEXAS WATER CODE § 13.2541(i); *see also* *Petition of Legacy Equestrian Center LLC to Amend Marilee Special Utility District's Certificate of Convenience and Necessity in Collin County by Expedited Release*; Docket No. 52435; Order No. 6.

Accordingly, Petitioner requests an order denying the abatement and clarifying the procedure as set forth above and consistent with Order No. 6 in Docket 52435.

Respectfully submitted,

COATS ROSE, P.C.

By: 

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ATTORNEYS FOR PETITIONERS

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this document was served on the following attorney of record on or before June 16, 2022 in accordance with 16 Tex. Admin. Code § 22.74(c).

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