



Control Number: 51158



Item Number: 7

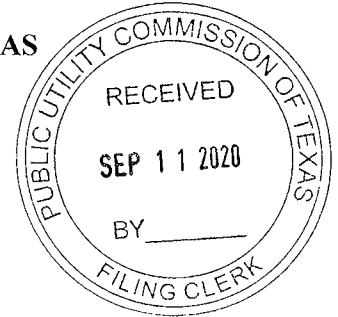
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DOCKET NO. 51158

**PETITION OF JOHNSTON LEGAL
GROUP AND FRANK CARVALHO TO
AMEND MOUNTAIN PEAK SPECIAL
UTILITY DISTRICT'S CERTIFICATE
OF CONVENIENCE AND NECESSITY
IN JOHNSON COUNTY BY
STREAMLINED EXPEDITED
RELEASE**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**



**ORDER NO. 3
REQUIRING RESPONSES**

This Order addresses the August 11, 2020, petition of Johnston Legal Group and Frank Carvalho to amend Mountain Peak Special Utility District's water certificate of convenience and necessity (CCN) in Johnson County by streamlined expedited release.

On September 10, 2020, Commission Staff recommended that the petition be found administratively complete and notice sufficient. Commission Staff also recommended restyling the docket to *Petition of Johnston & Associates, LLP and Frank Carvalho to Amend Mountain Peak Special Utility District's Certificate of Convenience and Necessity in Johnson County by Streamlined Expedited Release*. Commission Staff recommended the restyling to reflect that one of the two warranty deeds included in the application materials lists Johnston & Associates, LLP, rather than the Johnston Legal Group, as the grantee of the property that is the subject of the petition. Additionally, the affidavit of Michael Johnston, also included in the application materials, states that Johnston & Associates, LLP is the co-owner of the property.

On the same date, Mountain Peak Special Utility District objected to Commission Staff's recommendation alleging that: (1) petitioner is not the owner of the property; and (2) restyling the petition will not resolve the ownership issue. As such, Mountain Peak requests dismissal of the petition without prejudice.

By September 18, 2020, Johnston Legal Group and Frank Carvalho must file a response to the objections filed by Mountain Peak.

By September 24, 2020, Commission Staff must file a reply to Mountain Peak's objection and petitioners' response to Mountain Peak's objection.

Signed at Austin, Texas the 11 day of September 2020.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in cursive script, appearing to read "Katie Moore".

KATIE MOORE
ADMINISTRATIVE LAW JUDGE