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PETITION OF RODNEY EARL	§	PUBLIC UTILITY COMMISSION
MOHNKE, STEPHEN LEE MOHNKE,	§	
MELVIN MAX MOHNKE, KENNETH	§	OF TEXAS
WAYNE MOHNKE, KATHLEEN ANN	§	
MOHNKE-BLAKELY, AND MEL	§	
MOHNKE, TRUSTEES OF THE	§	
MOHNKE LIVING TRUST, TO	§	
AMEND H-M-W SPECIAL UTILITY	§	
DISTRICT'S CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	
HARRIS COUNTY BY EXPEDITED	§	
RELEASE	§	

PETITIONER'S RENEWED SECOND MOTION TO COMPEL

Rodney Earl Mohnke, Stephen Lee Mohnke, Melvin Max Mohnke, Kenneth Wayne Mohnke, Kathleen Ann Mohnke-Blakely and Mel Mohnke, Trustee of The Mohnke Living Trust dated December 7, 1996 (the "Petitioner") hereby files this Renewed Second Motion to Compel. In support thereof, Petitioner shows the following.

Petitioner filed a "Motion to Compel" (Docket Id. No. 50) on March 14, 2022, seeking to compel Commission Staff to file its third-party appraisal report. Petitioner filed a Second Motion to Compel (Docket Id. No. 51) on March 17, 2022 seeking to compel HMW to comply with the provision of the Commission order (Docket Id. No. 34) relating to the filing of the amended CCN in the real property records. On March 21, 2022, the ALJ issued Order No. 13 (Docket Id. No. 53) denying Petitioners' motions to compel.

On April 6, 2022, Petitioners filed a Second Request for Clarification (Docket Id. No. 60) seeking clarification of Order No. 13. On review of Order No. 13, it was apparent that the ALJ identified Petitioner's "Second Motion to Compel" as a reurging of the same argument and requested relief as set out in Petitioner's "Motion to Compel," noting that Order No. 13 states that "[o]n March 17, 2022, petitioners filed a second motion to compel Commission Staff to file

its appraiser's report." As stated in Petitioner's Second Request for Clarification, the "Second Motion to Compel," in fact, relates to HMW's statutory and Commission order obligation to file the amended CCN in the real property records and not to Commission Staff's filing of its appraiser's report. As the ALJ will note, HMW filed a response to the Second Motion to Compel on March 21, 2022 (Docket Id. No. 55) and Petitioner filed a reply to that response on March 29, 2022 (Docket Id. No. 58).

The issue that was the subject of Petitioner's Second Motion to Compel remains outstanding. HMW continues to ignore its statutory obligation and its obligation under the Commission order to file the amended CCN in the real property records. Petitioner continues to be harmed by HMW's noncompliance, because its path forward on the development of the subject property relies on accurate deed records relating to CCN coverage for the property.

Petitioner reurges its motion to compel HMW's compliance with the order, particularly recognizing that any right to a rehearing on the Commission's decertification and compensation orders has now expired. The undersigned has consulted with Commission Staff on this motion and they have confirmed they are not opposed to the motion.

Respectfully submitted,

Gregg Law PC

A handwritten signature in black ink, appearing to read "Peter T. Gregg", is written over a horizontal line.

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CERTIFICATE OF SERVICE

By my signature above, I certify that on the 3rd day of June, 2022 the foregoing document was serviced via first class mail and/or email to the following:

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