



## Filing Receipt

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**Control Number - 52442**  
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**DOCKET NO. 52442**

<b>PETITION OF MERITAGE HOMES OF</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>TEXAS, LLC TO AMEND NORTH</b>	<b>§</b>	
<b>COLLIN SPECIAL UTILITY DISTRICT'S</b>	<b>§</b>	<b>OF TEXAS</b>
<b>CERTIFICATE OF CONVENIENCE AND</b>	<b>§</b>	
<b>NECESSITY IN COLLIN COUNTY</b>	<b>§</b>	
<b>BY EXPEDITED RELEASE</b>	<b>§</b>	

**NORTH COLLIN SPECIAL UTILITY DISTRICT'S MOTION TO INTERVENE  
AND RESPONSE TO ORDER NO. 4**

COMES NOW, NORTH COLLIN SPECIAL UTILITY DISTRICT ("North Collin") and files this Motion to Intervene pursuant to 16 Texas Administrative Code (TAC) §22.101, et. seq., and in response to Order No. 4 of this Docket No. 52442, issued on September 20, 2021. In support thereof, North Collin respectfully would show as follows:

1. On June 30, 2021, Meritage Homes of Texas, LLC, an Arizona limited liability company ("Petitioner" or "Meritage") filed a petition for streamlined expedited release, pursuant to Texas Water Code (TWC) § 13.2541 and 16 Texas Administrative Code (TAC) § 24.245(h), from North Collin's water CCN No. 11035 and the City of Melissa's water CCN No. 11482, in the Public Utility Commission of Texas ("PUC" or "Commission") Docket No. 52293.

2. On August 3, 2021, North Collin filed its Motion to Intervene in Docket No. 52293.

3. On August 13, 2021, Meritage filed its Motion to Sever, requesting its application for streamlined expedited release from North Collin's CCN be severed from Docket No. 52293.<sup>1</sup>

4. On August 19, 2021, Order No. 4 issued in Docket No. 52293 and Order No. 1 issued in this proceeding, Docket No. 52442 (the "Order") allowed Meritage's petition to be severed, where the petition to release from the City of Melissa's CCN would be addressed solely in Docket No. 52293 and the petition filed by Petitioner for streamlined expedited release from North Collin's CCN would be solely addressed in Docket No. 52242.<sup>2</sup>

<sup>1</sup> *Petition by Meritage Homes of Texas, LLC to Amend North Collin Special Utility District's and City of Melissa's Certificates of Convenience and Necessity in Collin County by Expedited Release*, Docket No. 52293, Meritage's Response to Order No. 2 and Motion to Sever at 1 (Aug. 13, 2021).

<sup>2</sup> Order No. 1 at 2 (Aug. 19, 2021); *Petition by Meritage Homes of Texas, LLC to Amend North Collin Special Utility District's and City of Melissa's Certificates of Convenience and Necessity in Collin County by Expedited Release*, Docket No. 52293, Order No. 4 at 2 (Aug. 19, 2021).

Further, the Order states, “[s]o that the record in both matters will be complete, the ALJ deems all documents filed prior to the date of this Order on the commissioner’s interchange in Docket No. 52293 to be incorporated by reference and be a part of the record for Docket No. 52442.”<sup>3</sup>

5. North Collin filed its Motion to Intervene prior to the date the Order was issued.

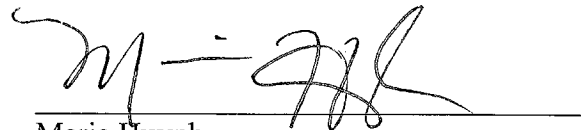
6. North Collin has an interest in maintaining its CCN areas and protecting its investments in its infrastructure, and therefore, in accordance with Order No. 4 of this Docket No. 52442, North Collin requests party status to allow it to continue to argue and respond to substantive issues raised in this proceeding. Because North Collin has a justiciable interest which may be adversely affected by the outcome of the proceeding, the Commission should grant North Collin party status as an intervenor.

#### PRAYER

WHEREFORE, PREMISES CONSIDERED, North Collin respectfully requests that the Commission grant its Motion to Intervene to declared it a party to this proceeding, and grant North Collin any further relief to which North Collin is justly entitled.

Respectfully submitted,

JAMES W. WILSON & ASSOCIATES, PLLC



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ATTORNEYS FOR NORTH COLLIN  
SPECIAL UTILITY DISTRICT

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<sup>3</sup> Order No. 1 at 2 (Aug. 19, 2021); *Petition by Meritage Homes of Texas, LLC to Amend North Collin Special Utility District’s and City of Melissa’s Certificates of Convenience and Necessity in Collin County by Expedited Release*, Docket No. 52293, Order No. 4 at 2 (Aug. 19, 2021).

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of this document was served on the following parties of record on September 21, 2021, by e-mail in accordance with the Commission's Order.<sup>4</sup>

**via e-mail: forrest.smith@puc.texas.gov**

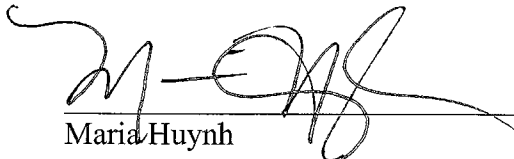
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<sup>4</sup> *Issues Related to the State of Disaster for Coronavirus Disease 2019*, Docket No. 50664, Second Order Suspending Rules (Jul. 16, 2020).