



## Filing Receipt

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**P.U.C. DOCKET NO. 53315**

<b>PETITION OF LGI HOMES LLC TO AMEND MOUNTAIN PEAK SPECIAL UTILITY DISTRICT'S CERTIFICATE OF CONVENIENCE AND NECESSITY IN JOHNSON COUNTY BY EXPEDITED RELEASE</b>	§ § § § § § §	<b>PUBLIC UTILITY COMMISSION OF TEXAS</b>
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**PETITIONER'S WITHDRAWAL OF APPLICATION AND MOTION TO DISMISS**

COMES NOW LGI Homes – Texas LLC (“Petitioner) and files the WITHDRAWAL of its Application for an Expedited Release of Property from the Certificate of Convenience and Necessity (the “CCN”) of Mountain Peak Special Utility District (“Intervenor”) and files this its Motion to Dismiss this Docket. Petitioner would show as follows:

**I.**

Petitioner filed its Petition to Amend the Intervenor’s CCN in Johnson County by Expedited Release of its Property from the CCN on March 8, 2022. Intervenor filed its Motion to Intervene on March 14, 2022, which said Motion was granted by Order dated March 25, 2022. Petitioner thereafter filed several Amendments to its Petition clarifying the Property which it sought to be released from the CCN.

**II.**

Petitioner and Intervenor have now entered into an Agreement for the Intervenor to supply water to Petitioner’s Property and, pursuant to that Agreement, Petitioner no longer seeks an amendment of the CCN and, thus, withdraws its Application pursuant to 16 TAC § 22.181(g)(1). Likewise, Petitioner seeks a dismissal of this Docket pursuant to 16 TAC § 22.181(d)(10).

WHEREFORE, Petitioner respectfully requests that Notice be taken of the Withdrawal of its Application and that an Order be issued dismissing this Docket and for all general relief to which it may be entitled.

Respectfully submitted,

**Foley & Lardner LLP**  
600 Congress Avenue, Ste. 2900  
Austin, Texas 78701

*/s/ Val Perkins*

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By: Arthur Val Perkins  
Texas State Bar No. 15782600  
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**CERTIFICATE OF SERVICE**

I hereby certify a true and correct copy of the foregoing instrument has been served via email or U.S. First Class Mail to all parties of record in this proceeding on **June 24, 2022**.

*/s/ Val Perkins*

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Arthur Val Perkins

**SERVICE LIST**

**DOCKET NO. 53315**

**PETITION OF LGI HOMES LLC TO AMEND MOUNTAIN PEAK SPECIAL UTILITY DISTRICT'S CERTIFICATE OF CONVENIENCE AND NECESSITY IN JOHNSON COUNTY BY EXPEDITED RELEASE**

<b>PARTIES</b>	<b>REPRESENTATIVE/ADDRESS</b>
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MOUNTAIN PEAK SPECIAL UTILITY DISTRICT	RANDEL KIRK MOUNTAIN PEAK SPECIAL UTILITY DISTRICT 5671 WATERWORKS RD MIDLOTHIAN TX 76065 972-775-3765 972-775-6508 FAX <a href="mailto:office@mtpeakwater.com">office@mtpeakwater.com</a>
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Verified: 3/9/22 TL; 3/10/22 NSH; 3/25/22 nsh; 4/8/22 nsh