



Filing Receipt

Received - 2022-07-06 11:30:06 AM
Control Number - 53328
ItemNumber - 9

PETITION BY DENTON OLIVER CREEK, LP	§	BEFORE THE
FOR EXPEDITED RELEASE FROM	§	
WATER CCN NO. 10167	§	PUBLIC UTILITY COMMISSION
HELD BY CITY OF JUSTIN	§	
IN DENTON COUNTY	§	OF TEXAS

DENTON OLIVER CREEK, LP'S POSITION STATEMENT

TO THE PUBLIC UTILITY COMMISSION OF TEXAS:

Denton Oliver Creek, LP ("Petitioner") files its Position Statement and shows as follows:

On March 10, 2022, Petitioner filed its Petition for streamlined expedited release of approximately 382.9 acres of land (the "Property") from City of Justin's Certificate of Convenience and Necessity ("CCN") No. 10167. Petitioner filed a supplement to its petition on May 2, 2022 and filed a First Amended Petition on May 10, 2022. The Petition, as supplemented and amended, was found administratively complete on June 9, 2022. *See* Order No. 3. Although the CCN holder did not file a response, Petitioner urges the Commission to approve the Petition because it satisfies the requirements, as set forth below. This reply is timely filed pursuant to Order No. 3.

The Petition should be approved because it satisfies the requirements of Texas Water Code section 13.2541(b) and 16 Texas Administrative Code section 24.245(h). TEX. WATER CODE § 13.2541(b); 16 TEX. ADMIN. CODE § 24.254(h). Specifically, the Petition shows that the Property is located in a qualifying county, is not receiving water service, and is at least 25 acres.

WHEREFORE, Petitioner respectfully requests that the Commission grant the Petition and remove the Property from water CCN number 10167.

Respectfully submitted,

COATS | ROSE

By:



Natalie B. Scott
State Bar No. 24027970
nscott@coatsrose.com
Terrace 2
2700 Via Fortuna, Suite 350
Austin, Texas 78746
(512) 469-7987 Telephone
(512) 469-9408 Telecopier
ATTORNEY FOR PETITIONER

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of July, 2022, a true and correct copy of this document was served on all parties of record in this proceeding by electronic mail and by filing on the PUC Interchange System.

Josh Little, Director of Public Works
City of Justin
415 N. College Avenue
P.O. Box 129
Justin, Texas 76247

Via U.S. First Class Mail

Attorney for PUC:

Scott Miles
Kevin R. Bartz
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
Email: scott.miles@puc.texas.gov
Email: kevin.bartz@puc.texas.gov



Natalie B. Scott