

Filing Receipt

Received - 2022-08-18 12:14:11 PM Control Number - 53631 ItemNumber - 18

DOCKET NO. 53631

APPLICATION OF LAKE LORRAINE §

PUBLIC UTILITY COMMISSION

CIVIC ORGANIZATION, INC. FOR AUTHORITY TO CHANGE RATES

§ OF TEXAS

APPLICANT LAKE LORRAINE CIVIC ORGANIZATION, INC.'S MOTION TO WITHDRAW ITS APPLICATION WITHOUT PREJUDICE

COMES NOW, LAKE LORRAINE CIVIC ORGANIZATION, INC., the Applicant in the above styled matter, by and through its Attorney of Record, Timothy Karczewski, and files this Motion to Withdraw Its Application for a Rate Increase Without Prejudice.

On May 23, 2022, Lake Lorraine Civic Organization, Inc., ("Lake Lorraine") filed its Application for a Rate Increase with the Public Utility Commission of Texas ("PUC"). In an attempt to keep the cost of the process down, the application was completed and filed by Lake Lorraine's Secretary Treasurer, Ms. Liz Neighbor. Although Ms. Neighbor is quite sharp, she had never done a Rate Change Application and, in spite of any claims by the PUC, the document and process are not user friendly. Even though we are early in the process, we have already had 17 filings in this matter and with no end in sight. As a result, Lake Lorraine has engaged the services of myself and Rate Consultant, Mr. Bret Fenner. Mr. Fenner has extensive experience in water and sewer rate making and should help greatly with addressing the information needed by the PUC Staff.

Additionally, Lake Lorraine purchases all its water from Montgomery County MUD #4, which is in the process of raising its rates. This is a known and measurable change that will need to be included in the rate application.

At the recommendation of Mr. Fenner, Lake Lorraine wishes to withdraw its current Application for Rate Change Without Prejudice. In the coming weeks, Mr. Fenner will work

with the folks at Lake Lorraine to complete and file a subsequent, cogent, Application for Rate Change. It is the assertion that the granting of this Motion and filing of a subsequent Application will serve the interest of Lake Lorrain, its customers and best allow the PUC to comply with its obligations under §13.183 of the Texas Water Code.

For the reasons stated herein, we respectfully request that the Rate Change Application filed by Lake Lorraine under this Docket Number be dismissed without prejudice.

CERTIFICATE OF CONFERENCE

We have attempted to contact the PUC staff attorney assigned to this matter. As of the date of this filing, he has not responded.

Respectfully submitted,

Timothy J. Marczewski

State Bar No. 00784370 SKELTON SLUSHER | BARNHILL |

WATKINS | WELLS PLLC

1616 S. Chestnut Ave

Lufkin, Texas 75901

Telephone: 936.632.3130 Facsimile: 936.632.6545 tkarczewski@ssbww.law