



Filing Receipt

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PUC DOCKET NO. 56589

PETITION BY RESIDENTS OF GRAND	§	BEFORE THE
LAKES MUNICIPAL UTILITY DISTRICT	§	
NO. 2 APPEALING THE WATER RATES	§	PUBLIC UTILITY COMMISSION
ESTABLISHED BY THE DISTRICT'S	§	
BOARD OF DIRECTORS	§	OF TEXAS

**PETITIONERS' REBUTTAL OF THE FRAUDULENT REPLIES OF 8/6/2024
BY THE MUD'S AND PUC'S COMPROMISED ATTORNEYS**

(1) On 8/6/2024 at 2:48:10PM – twelve minutes before the 3pm deadline – PUC's compromised attorneys Scott Miles and Kevin Pierce filed a reply [56589-197] to petitioners' exceptions [56589-192] to the fraudulent PFD [56589-167] ALJ Katie Moore Marx filed on 7/23/2024.

(2) On 8/6/2024 at 2:31:20PM – twenty-nine minutes before the 3pm deadline – MUD's attorney Jamie Mauldin filed a reply [56589-196] to petitioners' exceptions [56589-192] to the fraudulent PFD [56589-167] ALJ Katie Moore Marx filed on 7/23/2024.

(3) By letter [56589-191] dated 8/1/2024, the MUD's attorneys wrote: "Grand Lakes Municipal Utility District No. 2 (GLMUD) files this letter to notify the Public Utility Commission of Texas (Commission) that it will not file corrections or exceptions to the PFD. GLMUD, therefore, respectfully requests that the Commission adopt the PFD in full."

(4) The filings of 8/6/2024 by PUC's attorneys Scott Miles / Kevin Pierce and by the MUD's attorneys are obviously based on further coordination; possibly phone calls or personal meetings. In any case, what one can see is that petitioners ended up having three compromised, conflicted, prejudiced, and biased counterparties (MUD's attorney Jamie Mauldin, PUC's attorneys Kevin Pierce / Scott Miles, and ALJ Katie Moore Marx), working desperately and unlawfully in coordinated synchronism to crush a meritorious rate appeal through criminal falsification, tampering, deception, and malice.

(5) Through elaborate rebuttals [56589-86], [56589-87], [56589-88], and [56589-89], petitioners documented the criminal falsification orchestrated by PUC's attorney Kevin Pierce in his fraudulent, criminal recommendation [56589-83] to grant the MUD's fraudulent motion to dismiss [56589-48].

(6) Paragraph 31 in petitioners' exceptions of 8/1/2024 [56589-192] highlighted the criminal coordination between PUC's attorney Kevin Pierce and MUD's Jamie Mauldin. The interaction between the two attorneys is a criminal offense under Texas Government Code § 21.013(e)/(f) and Texas Penal Code, Title 8, § 39.02(a)(1) "Abuse of Official Capacity" and § 36.04(a) "Improper Influence".

(7) Paragraphs 4 to 9 of petitioners' exceptions [56589-192] documented that the bogus rate order that carried an effective date of February 1, 2023 [56589-5] was officially **announced**¹ on February 19, 2024. Neither the MUD nor anybody at the Commission (attorneys, ALJ, or commissioners) can assert that the rate order can be assumed to carry an effective date of February 1, 2024 and can be assumed to have been published on February 1, 2024. Whether administrative or judicial, rulings **cannot** be based on assumptions. Insisting on such assumptions is malicious, unlawful, and punishable.



(8) On 2/26/2024 at 9:27:59AM (see the screenshot on page 2 of petitioners' exceptions [56589-192]), confirmed by her affidavit dated 6/4/2024 [Attachment B to 56589-48], paralegal Melia Berry at the MUD's Attorney (the law firm **Schwartz, Page & Harding LLP**) tampered with the rate order; changing the effective date from February 1, 2023 [56589-5] to February 1, 2024 [56589-6]. The revision is nowhere documented via standard date/revision control schemes; the revision was **never** publicized or made known to the residents/ratepayers through a public announcement; and the revised rate order was **never** voted on anew or signed anew. Such revision constitutes criminal tampering with a governmental document/record under Texas Local Government Code §180.010(a) and Texas Penal Code, Title 8, § 37.10. The rate order is then a voidable action per Texas Government Code § 551.141.

(9) In conclusion, the arguments by MUD's attorney Jamie Mauldin and PUC's attorneys Kevin Pierce / Scott Miles are baseless, fraudulent, and criminal at best. And relying on a fraudulent PFD [56589-167] ALJ Katie Moore Marx filed on 7/23/2024 does not help either.

¹ See the announcement dated 2/19/2024 at <https://www.grandlakesmud2.com/posts/2024-02-19/rate-order-change-notice>.

Katy, Texas on the 6th day of August 2024.

Respectfully submitted,
on behalf of Grand Lakes MUD No. 2 ratepayers



George J. Wakileh, Ph.D.
6819 Rosemont Park Ln
Katy, TX 77494-6590
george.wakileh@gmail.com

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CERTIFICATE OF SERVICE

I certify that the filing of this pleading is notified to all parties of record, in addition to Commission Counsel Shelah Cisneros, via e-mail on August 6, 2024.



George J. Wakileh, Ph.D.