



## **Filing Receipt**

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**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

**REQUEST FOR ENTRY OF AN ORDER TO STOP THE  
MUD'S AND WATER COMPANY'S PUNISHABLE RETALIATORY VIOLATIONS**

(1) The petitioners withdraw the Application for Temporary Injunction [56589-19], filed on 5/20/2024, because, in the aftermath of Order No. 3 [56589-20], the essence of the application has been captured in two new pleadings:

- [56589-21] Amendment to the Petition's Prayer in Response to the Judge's Order No. 3.
- [56589-22] Petitioners' Motion to Establish Interim Rates Pursuant to 16 TAC § 24.101(h).

(2) As documented in [56589-1], [56589-16], and [56589-26], the Rate Order contested before the Public Utility Commission of Texas (PUCT or Commission) is grounded on enormous punishable violations. It cannot be remedied. It must be nullified.

(3) After meeting the 10% requirement, the case before the Commission is on behalf of all residents within the jurisdiction of Grand Lakes Municipal Utility District No. 2 (MUD or Water District), not only the 92 who signed the petition. As such, evidence of a breach lodged by one resident, any resident, or a group of residents bears the same status for the purpose of the Commission's processing of the case. The evidence is submitted on behalf of the MUD's residents (*all* residents) and is expected to be administered as part of the petition—it cannot be administered as evidence belonging to *a resident* who is pursuing their own case before the Commission. In the instant case, there is no 'a resident' or 'one resident' pursuing their own case before the Commission.

(4) Enforcement actions [physical (service termination) or financial (collection)] undertaken by the MUD and the water company (Municipal District Services, LLC | MDS Water) are at best arbitrary and unlawful. Such actions breach residents' rights, impede their ability to live a normal life, and have concrete, immediate, and irreparable harm.

(5) The incident of 'Warning of Water Service Termination' exemplified in [56589-18] was on 5/21/2024 followed by further lawlessness and defiance—a red tag [56589-29] hung on the resident's door with the text: "**Delinquent Water Bill Notice** | Warning: Water Service to these premises will be discontinued unless payment is received in our office." The MUD's and water company's **retaliatory** actions amplify their punishable tampering, arbitrariness, abuse of authority, and disregard for the law.

(6) Residents who paid their water bills in full, according to the rates that prevailed before February 2024 – and the incident exemplified in [56589-18] and [56589-19] falls into this category, do **not** owe the MUD or water company anything. The rate order enforced from 2/1/2024—the subject of the instant case before the Commission—is not only unlawful and invalid, but also a punishable **scam**. Tens of residents could be dealing with the ‘Warning of Water Service Termination’, but only one incident is enough to trigger the Commission’s intervention with an order that protects the category of residents specified in this paragraph. No hearing is required whatsoever because (i) the rate order enforced from 2/1/2024 is **bogus**; and (ii) residents continue to pay their bills per the rates that prevailed before February 2024.

#### **PRAYER**

(7) The Application for Temporary Injunction [56589-19] is withdrawn.

(8) Incorporating by reference the pleadings [56589-21] / [56589-22] as if fully set forth herein, the Petitioners/Appellant respectfully request the *expedited* entry of an order consistent with the petition’s prayer no. 5 introduced in [56589-21] and the prayer laid down in the Motion to Establish Interim Rates [56589-22]. This is further justified by the fact that residents who paid their water bills in full, according to the rates that prevailed before February 2024 must **not** be retaliated against—to do so is immoral, unlawful, and punishable. A hearing is not required because the contested rate order is illegitimate at best.

Katy, Texas on the 22<sup>nd</sup> day of May 2024.

Respectfully submitted,

**on behalf of Grand Lakes MUD No. 2 ratepayers**

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#### **CERTIFICATE OF SERVICE**

I, George J. Wakileh, certify that notice of the filing of this pleading is being provided to all parties of record via electronic mail on May 22, 2024.

- The Board via the District’s Attorney (the law firm Schwartz, Page & Harding LLP).
- Attorneys from the law firm Lloyd Gosselink Rochelle & Townsend, P.C.
- Kevin Pierce, Attorney assigned to this docket | PUCT’s Legal Division – kevin.pierce@puc.texas.gov.



George J. Wakileh, Ph.D.