

**Virginia State Corporation Commission  
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**Case Number (if already assigned)** clk-2009-00012

**Case Name (if known)**

**Document Type** OBJT

**Document Description Summary** Objection to Clerk's Motion to Dismiss for lack of standing

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VIRGINIA:

BEFORE THE STATE CORPORATION COMMISSION  
At Richmond, July 6, 2009

DOUGLAS ROBERT JOHNSON  
Petitioner,

v.

Case No.: CLK-2009-00012

FLUVANNA COUNTY BOARD OF SUPERVISORS,  
LOUISA COUNTY BOARD OF SUPERVISORS,  
and  
JAMES RIVER WATER AUTHORITY,  
Respondents.

**OBJECTION TO MOTION TO DISMISS**

COMES NOW your Petitioner, Douglas Robert Johnson, for its objection to the Clerk's motion to dismiss this cause for lack of standing, respectfully says as follows:

(1) That the motion is based on the assumption that the James River Water Authority was chartered under the Virginia Nonstock Corporation Act;

(2) That the James River Water Authority was chartered under the Virginia Water and Waste Authorities Act;

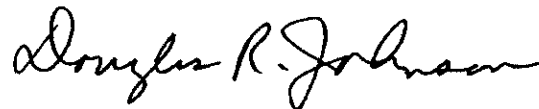
(3) That the specific language of the Virginia Nonstock Corporation Act, which is relied upon in the clerk's motion, is not applicable to the Virginia Water and Waste Authorities Act;

(4) That there are no other arguments presented in support of the clerk's motion;

Wherefore this plaintiff respectfully moves that clerk's

motion to dismiss because of standing be denied and this cause be  
not dismissed and be not delayed.

DATED: July 6, 2009

A handwritten signature in black ink that reads "Douglas R. Johnson". The signature is written in a cursive style with a large, prominent initial 'D'.

Douglas R. Johnson, Pro se

DOUGLAS R. JOHNSON, PRO SE  
571 Long Acre Road  
Palmyra, VA 22963  
(434) 286-6984 fax (206) 600-6984  
pro se

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the Objection to Motion to Dismiss, concerning petition to deem certificate of authority void *ab initio* and for injunctive relief, was mailed the 6th day of July, 2009, to:

DEFENDANT FLUVANNA COUNTY BOARD OF SUPERVISORS at:

Frederick W. Payne, Esquire  
Fluvanna County Attorney  
414 East Jefferson Street  
Charlottesville, VA 22902

and


DEFENDANT LOUISA COUNTY BOARD OF SUPERVISORS at:

Gregory Hoffmann, Esquire  
County Attorney for Louisa County  
PO Box 160  
1 Woolfolk Avenue  
Louisa, VA 23093.

and

DEFENDANT JAMES RIVER WATER AUTHORITY at:

Robert L. Hodges, Esquire  
McGuire Woods  
James River Water Authority  
One James Center  
901 East Cary St.  
Richmond, VA 23219-4030



Douglas R. Johnson, Pro se

DOUGLAS R. JOHNSON, PRO SE  
571 Long Acre Road  
Palmyra, VA 22963  
(434) 286-6984 fax (206) 600-6984  
pro se