

TENNESSEE REGULATORY AUTHORITY

Eddie Roberson, Chairman
Pat Miller, Director
Sara Kyle, Director
Ron Jones, Director



460 James Robertson Parkway
Nashville, Tennessee 37243-0505

September 18, 2007

VIA FACSIMILE AND U.S. MAIL

Todd E. Panther, Esq.
Stephen A. Lund, Esq.
Tune, Entrekin & White, P.C.
AmSouth Center, Suite 1700
315 Deaderick Street
Nashville, Tennessee 37238

Charles B. Welch, Jr. Esq.
Jamie R. Hollin, Esq.
Farris Mathews Branam Bobango Hellen & Dunlap, PLC
Castner-Knott Building
618 Church Street, Suite 300
Nashville, Tennessee 37219

In advance of the expedited hearing in the matter of Turnberry Homes, LLC ("Turnberry") against Kings Chapel Capacity ("KCC"), **Docket No. 07-00199**, both parties are requested to respond to the following questions no later than **3:00 pm on Thursday, September 20, 2007**:

1. Has Turnberry ever had approved sewer service from KCC on Lot 138? If so, please forward a copy of the executed sewer service agreement or sewer subscription contract. If not, please explain why.
2. Has Turnberry ever paid for sewer service for Lot 138? If so, please provide the date(s) of such payments.
3. Did Turnberry ever open or close the sewer service collection valve to Lot 138? If so, provide the date of such action, identify who took the action, and explain the reason the action was taken.
4. Did KCC or any of its affiliates, agents or employees ever deny a request or application for sewer service to Lot 138? If so, state when the action was taken, who took the action and the reason given for the denial.
5. Did KCC ever bill Turnberry for sewer service to Lot 138? If so, state the date of the bill and if payment was received, the date of such payment.
6. Did KCC ever open or close the sewer service collection valve to Lot 138? If so, provide the date of such action, identify who took the action, and explain the reason the action was taken.
7. Describe the relationship between KCC and Ashby Communities, LLC ("Ashby").
8. Explain John Powell's relationship to Ashby, and who controls Ashby.
9. Provide a listing of the principals, partners, or shareholders in KCC.
10. Provide a listing of the principals, partners, or shareholders in Ashby.
11. KCC should explain in detail its denial of the allegations in Paragraph # 15 of the Petition.
12. Does KCC admit the allegations in Paragraph # 19 of the Petition?

Sincerely,

J. Richard Collier, General Counsel

Original in Docket No. 07-00199

Telephone (615) 741-2904, Toll-Free 1-800-342-8359, Facsimile (615) 741-5015
www.state.tn.us/tra