

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

TURNBERRY HOMES, LLC

Petitioner,

v.

KING'S CHAPEL CAPACITY, LLC

Respondent.

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Docket No. 07-00199

AGREED ORDER OF DISMISSAL WITH PREJUDICE

Turnberry Homes, LLC and King's Chapel Capacity, LLC (collectively, the "Parties"), by and through undersigned counsel, hereby announce to the Tennessee Regulatory Authority ("Authority") that issues giving rise to the Petition for Injunctive Relief have been amicably resolved and hereby agree as follows:

1. The matters in controversy between the Parties have been amicably resolved.
2. The Parties acknowledge and agree that any and all allegations made to the Authority at the hearing held on September 24, 2007 were merely arguments of the Parties' respective counsel and are not to be considered fact evidence by the Authority.
3. The controversy between the parties is to be dismissed with prejudice. However, this dismissal shall in no way affect the Parties' rights or claims relating to the provision of sewer services that may arise prospectively.

IT IS THEREFORE ORDERED THAT:

1. The matters in controversy between the Parties are hereby resolved;

2. The allegations made by the Parties' respective counsel at the regularly scheduled September 24, 2007 Authority Conference were merely arguments and not fact evidence considered by the Authority; and

3. The controversy between the Parties is hereby dismissed with prejudice.

ENTERED this _____ day of October, 2007.

Chairman Eddie Roberson

Director Pat Miller

Director Ron Jones

APPROVED FOR ENTRY:

FARRIS MATHEWS BRANAN
BOBANGO HELLEN & DUNLAP, PLC

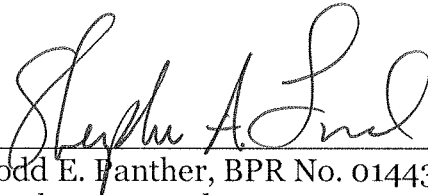
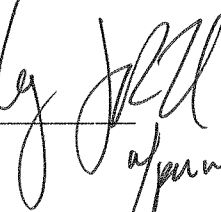
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