

# TENNESSEE REGULATORY AUTHORITY

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2008 NOV 10 PM 2:25

460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

T.R.A. DOCKET ROOM

November 10, 2008

Mr. John Powell  
Kings' Chapel Capacity, LLC  
1413 Plymouth Drive  
Brentwood, TN 37027

Re: Docket No. 08-00181: Petition of Kings' Chapel Capacity for approval of a loan in an amount not to exceed \$152,000 pursuant to T.C.A. § 65-4-109 in order to finance bonding costs required by the Williamson County Planning Commission

Dear Mr. Powell:

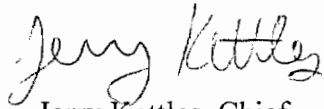
In order to analyze the above-referenced filing, the Tennessee Regulatory Authority requires additional information. Please provide the information requested below by November 19, 2008, and refer to this correspondence as Data Request No. 2 in the response.

1. The *Petition* indicates that the loan commitment letter between Ashby Communities, LLC ("Ashby") and Kings' Chapel Capacity ("KCC") expires on October 31, 2008. Has KCC acquired a new loan commitment letter? If so, provide a copy and describe the terms and conditions of the loan.
2. After reviewing the letter from Reliant Bank, which was submitted in response to Question 4 in Data Request No. 1, it appears that Reliant refused to issue the irrevocable letter of credit due to KCC's inability to deposit sufficient collateral. Please provide documentation showing that KCC was unable to obtain a loan from a lender other than Ashby for the purpose of depositing said loan proceeds as collateral for the irrevocable letter of credit.

If you have any questions or need further assistance, please call me at 615-741-2904, ext. 153 or e-mail me at [Jerry.Kettles@state.tn.us](mailto:Jerry.Kettles@state.tn.us). Please respond by sending the original and 13 copies either by U.S. Mail or express mail. Alternatively, you may send the original and four (4) copies along with an electronic file to:

Ms. Sharla Dillon, Docket Room Manager  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505  
[Sharla.Dillon@state.tn.us](mailto:Sharla.Dillon@state.tn.us)

Sincerely,

A handwritten signature in cursive script that reads "Jerry Kettles".

Jerry Kettles, Chief  
Economic Analysis & Policy Division

C: William H. Novak via email