

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:)	
)	
PETITION OF CARTWRIGHT CREEK, LLC TO CHANGE IN INCREASE RATES AND CHARGES)	DOCKET NO. 09-00056
)	

**JOINT STIPULATION REGARDING ISSUES NOT RESOLVED BY PROPOSED
SETTLEMENT AGREEMENT**

Robert. E. Cooper, Jr., the Attorney General and Reporter for the State of Tennessee, through the Consumer Advocate and Protection Division ("Consumer Advocate"), and Cartwright Creek, LLC ("Cartwright Creek") respectfully provide the following stipulation in relation to the outstanding issues in Docket 09-00056, before the Tennessee Regulatory Authority ("TRA" or "Authority").

The Consumer Advocate and Cartwright Creek filed with the Authority a Proposed Settlement Agreement on November 4, 2009. The parties agree and stipulate that the following issues are not governed by the Proposed Settlement Agreement and are outstanding issues to be determined at the November 30, 2009 Hearing on the Merits:

Stipulated Issues List

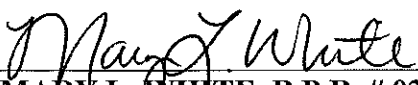
1. Whether there is justification for the proposed increase of the tap fee as listed on Exhibit A of the Proposed Tariff, and if so, what is the appropriate tap fee amount.
2. Within what time frame must the company connect a customer that has paid a tap fee to the system?
3. Whether tap fee proceeds, or any other tariff fees, should be escrowed or treated as revenue (or a combination thereof), as proposed by their Petition.

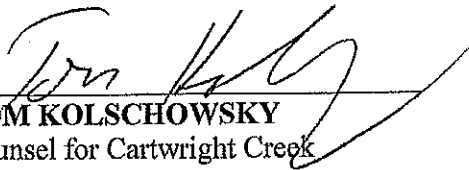
4. Whether Cartwright Creek should be afforded an escrow account, and if so, on what terms and what ratepayer dollars will be held in the account.
5. Whether there is justification for the "Sewer Access Fee" as described by 23(a)(ii) on page 8 and as listed on Exhibit A of the Proposed Tariff, and if so, what is the appropriate "Sewer Access Fee" amount.
6. Whether there is justification for the "Net Tap Fee Increase" as described by 23(a)(iv) on page 8 of the Proposed Tariff, and if so, what is the appropriate "Net Tap Fee Increase" amount.
7. The appropriateness of the rate design as described on Exhibit A of the Proposed Tariff and whether such rate design should reflect volumetric or flat fee billing.
8. The adequacy of Cartwright Creek's treatment and resolution of customer complaints or inquiries including, but not limited to, customers who have claimed to have paid tap fees under the existing tariff but have not yet commenced service, and whether such complaints should be resolved by a third party.
9. The clarification and justification of the "Disconnection and Reconnection Fees" as described by 8(b) on page 3 and as listed on Exhibit A of the Proposed Tariff.

The Consumer Advocate and Cartwright Creek may file a position paper regarding the above issues, no later than November 25, 2009, in order to assist the trier of fact.

Respectfully submitted,

ROBERT E. COOPER, JR., No. 010934
Attorney General and Reporter


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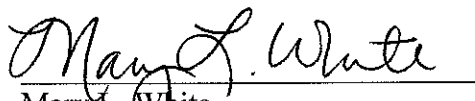
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via first-class U.S. Mail, postage prepaid, or electronic mail upon:

Gregory L. Cashion
Smith Cashion & Orr, PLC
231 Third Avenue North
Nashville, TN 37201

Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

This the 23rd day of November, 2009.



Mary L. White
Assistant Attorney General