

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

NOVEMBER 16, 2010

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T.R.A. DOCKET ROOM

IN RE: PETITION OF AQUA GREEN UTILITY INC. TO AMEND ITS CERTIFICATE OF
CONVENIENCE AND NECESSTIY

DOCKET NO: 10-00145

Petition of Aqua Green Utility Inc. to amend its Certificate of Convenience and Necessity

Aqua Green Utility Inc. would like to amend our pre filed direct testimony of Dart Kendall
originally dated July 14, 2010.

Respectfully Submitted,

A handwritten signature in black ink, appearing to be 'Dart Kendall', written over a horizontal line.

Dart Kendall
Aqua Green Utility Inc.

1. **BEFORE THE TENNESSE REGULATORY AUTHORITY**
2. **NASHVILLE, TENNESSEE**
3.
4. **NOVEMBER 16, 2010**
5.
6. **IN RE:**)
7.)
8. **PETITION OF AQUA GREEN UTILITY INC. TO AMEND**) **DOCKET NO: 10-00145**
9. **ITS CERTIFICATE OF PUBLIC CONVENIENCE AND**)
10. **NECESSITY FOR THE SERVICE PART OF JEFFERSON**)
11. **COUNTY, TENNESSEE KNOWN AS STONEBRIDGE ON**)
12. **DOUGLAS LAKE.**)

13.

14.

15. **PRE-FILED DIRECT TESTIMONY OF DART KENDALL**

16.

17. **Q. State your name for the record and your position with the Petitioner, Aqua Green**
18. **Utility Inc.**

19. **A.** Dart Kendall. I am the president of the Aqua Green Utility Inc.

20. **Q. What is the business of Aqua Green Utility Inc.?**

21. **A.** To provide environmentally friendly and affordable wastewater service to communities
22. where wastewater service is not currently available.

23. **Q. When did the Company receive its first certificate from the Authority to operate a**
24. **sewer system in Tennessee?**

25. **A.** July 31, 2009

26. **Q. How many certificates has the Company received from the Authority to provide sewer**
27. **service in the State of Tennessee?**

28. **A.** One, The Peninsula.

29. **Q. What services will Aqua Green Utility Inc. provide to The Stonebridge community?**

30. **A.** Aqua Green Utility will provide wastewater service: Including pumping and
31. maintenance of the step systems at individual homes. Maintaining the community
32. main lines. Maintaining and operating the treatment plant and drip field. All operation

33. and maintenance will be done in a manor as to meet all requirements of the state
34. operating permit.

35. **Q. Does Aqua Green Utility Inc. have the technical, managerial, and financial capability**
36. **to provide wastewater service to Stonebridge on Douglas Lake?**

37. A. Yes, Aqua Green Utility Inc. staff and associates have all the necessary technical,
38. managerial, and financial capability to provide wastewater service to Stonebridge on
39. Douglas Lake.

40. I currently own and operate Advanced Septic Inc. located in North Georgia. Advanced
41. Septic will be the company constructing the wastewater system at Stonebridge. This
42. company designs, installs, services and maintains advanced wastewater systems.
43. Advanced Septic Inc. currently services, operates and maintains forty plus advanced
44. wastewater systems in North Georgia. These systems are of various types: single
45. family, strip mall, convenience store, golf resort community and warehouse type
46. commercial systems. Advanced Septic has been in business since August 12, 1985

47. **Q Is there a stated public need for wastewater service in this area?**

48. A. Yes, we have been requested to provide wastewater service by Stonebridge on
49. Douglas Lake LLC. I have included a copy of a letter requesting that the service be
50. provided. I have contacted the other utilities in the area and they have no plans to
51. service this area. Additionally most of the soils in this development are not suitable for
52. septic systems.

53. **Q. Will Aqua Green Utility Inc. abide by all applicable Tennessee statues and TRA**
54. **rules governing wastewater utilities?**

55. A. Yes, Aqua Green Utility Inc. will abide by all applicable Tennessee statues and TRA
56. rules governing wastewater utilities.

57. **Q. How many customers will be served in this development?**

58. A. Aqua Green Utility Inc. will service 107 residential wastewater customers.

59. **Q. Identify any complaints filed with any state regulatory agency involving Aqua**
60. **Green Utility Inc.**

61. A. There have never been any complaints filed against Aqua Green Utility Inc.

62. **Q. Does this conclude your pre-filed testimony?**

63. A. Yes.

64.

65.

66. I swear that the foregoing testimony is true and correct to the best of my knowledge and belief.

67.

68.

69. Dart Kendall

70. President

71. Aqua Green Utility Inc.

72.

73. Subscribed and sworn to me this 17 day of NOV, 2010

74.

75. Notary Public

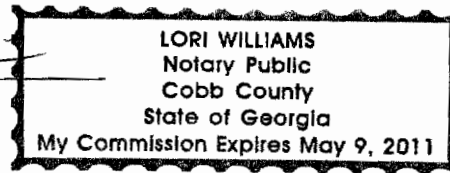
76.

77. County of

78.

79. My Commission Expires

Lori Williams



Cobb

5-9-11

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above and foregoing Pre-Filed Direct Testimony of Dart Kendall has been served upon the Tennessee Regulatory Authority, 460 James Robertson Parkway, Nashville, Tennessee 37243. By the method of hand delivered.

On this 17 day of NOV 2010

A handwritten signature in black ink, appearing to be "Dart Kendall", written over a horizontal line.

Dart Kendall