

TENNESSEE REGULATORY AUTHORITY



460 James Robertson Parkway
Nashville, Tennessee 37243-0505

NOTICE OF HEARING

IN RE: *Investigation as to Whether a Show Cause Order Should be Issued Against Berry's Chapel Utility, Inc. and/or Lynwood Utility Corporation for Violation of TRA Rule and Tennessee Statutes, including but not limited to, Tenn. Code Ann. §§ 65-4-113, 65-4-201, and 65-5-101*

DOCKET NO: 11-00065

DATE: August 30, 2013


The Tennessee Regulatory Authority will convene a Hearing in the above-styled proceeding in the Hearing Room on the Ground Floor at 460 James Robertson Parkway, Nashville, Tennessee. Chairman James M. Allison, Vice Chairman Herbert H. Hilliard, and Director Kenneth C. Hill, the voting panel assigned in this matter, will conduct the Hearing in accordance with the Tennessee Uniform Administrative Procedures Act, Tenn. Code Ann. § 4-5-101 *et seq.* The purpose of the Hearing is to consider the merits of the Settlement Agreement filed by Tennessee Regulatory Authority Staff participating as a Party and Berry's Chapel Utility, Inc. on May 31, 2013. All parties are entitled to be represented by counsel.

The Hearing will begin at **9:00 a.m. CDT on Monday, Sept 9, 2013**, and will include time for public comment, Opening Statements by the parties, and the presentation of witness testimony. The proceedings will be suspended briefly for the regularly scheduled Directors Meeting and Authority Conference. Thereafter, the Hearing will continue until the witness testimony concludes or at 4:00 p.m. CDT, *whichever occurs first*. The Hearing will reconvene in **October 2013 (the date and time will be provided by separate notice)** for the conclusion of witness testimony and additional questioning, if any, and Closing Arguments. Additional public comment will be allowed at that time.

Members of the public are encouraged to participate by filing written comments in the docket file and/or presenting verbal comments during the Hearing. Any member of the public that would like to comment *by telephone* during the Hearing may do so by sending a request to the Hearing Officer at kelly.grams@tn.gov and copying such request to Sharla Dillon, Docket Manager, at sharla.dillon@tn.gov. Requests to participate in public comment *by telephone* must be received **no later than Thursday, September 5, 2013**. Due to logistical considerations, requests for telephone comment received after September 5, 2013, may not be accepted.

Participants with disabilities who require special accommodations or alternate communications formats should contact the Tennessee Regulatory Authority ADA-EEO/AA Coordinator/Officer at 460 James Robertson Parkway, Nashville, Tennessee 37243-0505, 1-800-342-8359 or TDD (615) 741-3930, so that reasonable accommodations can be made.

FOR THE TENNESSEE REGULATORY AUTHORITY:


Kelly Cashman-Grams, Hearing Officer