

# RENO&CAVANAUGH<sub>PLLC</sub>

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September 23, 2011

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**VIA HAND DELIVERY**

Jean Stone  
General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

Re: Docket No. 12-00119  
Petition for Declaratory Ruling re: Knob Ridge Apartments, L.P.

Dear Ms. Stone:

Per our discussion earlier today, I have attached the Answer of Knob Ridge, L.P. to the Petition in this matter. Please do not hesitate to contact me if you have any questions or concerns about this matter.

Sincerely,  
  
David Kleinfelter

Attachment

Copy: Ryan L. Russell, VICKERS, CRISP & RUSSELL, P.C.  
Wade Murphy, Tennessee Department of Environment and Conservation

**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
AT NASHVILLE**

IN RE:	)	
	)	
PETITION OF LEXINGTON PLACE	)	
PROPERTY OWNER'S ASSOCIATION,	)	
INCORPORATED FOR A	)	
DECLARATORY RULING THAT	)	Docket No. 12-00119
KNOB RIDGE APARTMENTS, L.P.	)	
IS A PUBLIC UTILITY UNDER	)	
TENNESSEE LAW AND SHOULD BE	)	
REGULATED BY THE TRA	)	

**ANSWER to PETITION**

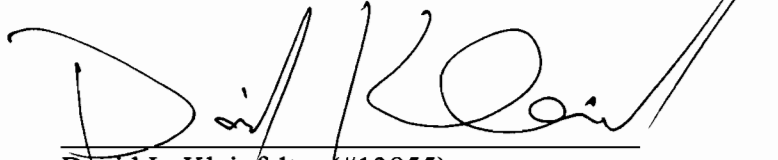
For its Answer to the above-captioned Petition, the Respondent Knob Ridge Apartments, L.P. ("Knob Ridge") states as follows:

1. Via correspondence with the Tennessee Department of Environment and Conservation, Division of Water Pollution Control ("TDEC"), on December 4, 2012, Knob Ridge withdrew its February 24, 2012, Application for a State Operation Permit (SOP) (the "Application"). Knob Ridge has abandoned its plans to construct a combined wastewater treatment system for a 48-unit apartment building.
2. Because the Application has been withdrawn and there are no plans to construct a combined wastewater treatment system, the Petition is moot and there is no need or reason to convene a contested case hearing.

THEREFORE, Respondent Knob Ridge respectfully requests that the Hearing Officer decline to convene a contested case hearing and DISMISS the Petition as moot.

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Respectfully submitted,



David L. Kleinfelter (#13855)

RENO & CAVANAUGH

424 Church Street, Suite 1750

Nashville, TN 37219

(615) 866-2320

Attorneys for Respondent

### CERTIFICATE OF SERVICE

I certify that a copy of this Answer was delivered on December 5, 2012, via email and U.S. Mail to:

Ryan L. Russell  
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TDEC – Division of Water Resources  
6<sup>th</sup> Floor, L&C Annex  
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