

3/4/14

Mr. Jim Allison, Chairman  
Tennessee Regulatory Authority  
Fourth Floor, 500 Deaderick Street  
Nashville, TN 37243

Dear Mr. Allison:

Enclosed please find the most recent additions to the membership of Berry's Chapel Utility, Inc. I am hopeful the members will be allowed on March 13<sup>th</sup> 2014 to elect a new board which will be financially more responsible than in the past. If not however I cannot understand why the prior "owners" and people in control have not been held to the same standards as other utilities in Tennessee.

For example:

1220-4-13-04 states special contracts must be approved (in summary) but I can find no evidence that the legal contract with Mr. Walker, the accounting contract with James Burton Ford of Visions, The Life Insurance contract for John Ring, The contract employee agreements with the employees or the UCC in 2012 to Tenn. Contractors was ever approved.

1220-4-12-09-2-B allows the TRA to act if the board or owners violate their duties. I think there is ample evidence Tyler Ring and John Ring have benefitted themselves more than the ratepayers. The simple fact they have never provided the true ownership and accounting records of Southern Utility, Inc. that purportedly owned the utility in 2011.

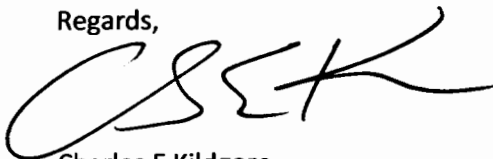
1220-4-13-10 may have been violated: although they do not include the \$2.4 Million debt to themselves in the current rate case they still seemed to have booked the interest due. In addition I can find no evidence the UCC filed by Tenn. Contractors against Berry's Chapel was ever included in any agreement. That may be why they only want you to look at 2013 numbers.

1220-4-13-11 3 (a) Fair market value of this plant is \$0. I have spoken to the city of Franklin and Williamson County and they don't want it at any price. In addition companies which have been approached in the past (Primoris) and local companies (Tennessee Waste Water) say the value is \$0 and we may have to pay them to take it off our hands!

1220-4-13-3 I have knocked on 90% of the doors in Cotton and many have said they had an amount due on their bills that was taken off without them paying the bill in full. That is a clear violation of charging the same for every client. I am not even sure if the Rings both live in the service area or if they even pay a bill.

I do appreciate the kindness and understanding of your staff and I hope the new board will have the opportunity to communicate the desires of the ratepayers and members in a positive way as we move forward. It all depends on the outcome of the 13<sup>th</sup> of March.

Regards,

A handwritten signature in black ink, appearing to read 'CEK', with a stylized flourish at the end.

Charles E Kildgore  
Ratepayer/Member

3/4/14

Ms. Laura Morrissey  
Secretary, Berry's Chapel Utility  
106 Mission Court  
Suite 203-A  
Franklin, TN 37067

Dear Ms. Morrissey:

In that you have signed and notarized your signature as secretary of Berry's Chapel Utility on forms 3.19 quarterly reports for the Tennessee Regulatory Authority I am addressing this to you as secretary of the corporation as well as delivery to the office of the registered agent Tyler Ring: Tyler Ring, Director of Berry's Chapel Utility, Tyler Ring President of Berry's Chapel Utility and Tyler Ring President Utility Consultants, and Tyler Ring individually and personally.

On February 19<sup>th</sup> 2014 I personally delivered to you at 106 Mission Court Suite 203 approximately 53 membership forms to be added to the 55 current members of record as of 12/31/13. This would total 108 members of record at that time.

On February 20<sup>th</sup> 2014 at 12:27 p.m., Federal Express delivered to your offices a petition "TO CALL A SPECIAL MEETING OF ALL MEMBERS OF RECORD OF BERRY'S CHAPEL UTILITY, INC A TENNESSEE NON-PROFIT MUTUAL BENEFIT MEMBER MANAGED COMPANY FOR THE PURPOSE OF ELECTING A BOARD OF DIRECTORS, PASSING RESOLUTIONS AND CONDUCTING THE BUSINESS OF THE CORPORATION."

Per the corporations bylaws section 2.12: 56 members of Berry's Chapel signed the petition. The date the first person signed the petition is 2/11/14. In addition all of those who signed the petition waved their right of notice of the meeting on March 13<sup>th</sup>, 2014 at 6:00 at the Cottonwood Estates Clubhouse.

On February 27<sup>th</sup> 2014 I delivered to your office an envelope containing another 20 membership forms. As is my right as a member I requested an alphabetical listing of ALL members of record. In my letter to Mr. Ring I clearly stated my request and as of today have yet to receive that alphabetical list.

In today's delivery please find another ~~30~~ membership forms. I have also been informed by 7 ratepayers their membership forms were mailed directly to your office. This would bring the total membership to an estimated 16~~8~~. Please provide an alphabetical list of all members of record on or before Friday March 7<sup>th</sup> at 5:00 p.m. I will gladly come by your office to pick up the roster or if you prefer to provide a copy to Mr. Buckner I can meet him at an appropriate location. In addition please prepare a list of anyone who mails or delivers a membership form to your office after 3/4/14 and before 3/12/14 for use at the March 13<sup>th</sup> board meeting.

Please mail a copy of the enclosed NOTICE of the special meeting to all members of record to their registered addresses as is required by the bylaws of the corporation and addressed in TN Code Annotated Section 48 in todays mail.

Regards,



Charles E Kildgore  
Member/Ratepayer  
116 Cottonwood Circle  
Franklin, TN 37069

**A Tennessee Non-Profit Mutual Benefit Member Managed Corporation**

**Thursday March 13<sup>th</sup> 2014 at 6:00 pm**  
**Registration begins at 5:00 pm**

**Tyler Ring, President  
Berry's Chapel Utility, INC  
615-764-0074**