

TENNESSEE REGULATORY AUTHORITY



500 Deaderick Street, 4th Floor
Nashville, Tennessee 37242-0001

November 18, 2014

Shiva.Bozarth@tn.gov

Richard Militana
109 Holiday Court
Franklin, Tennessee 37067
Richard@militanalaw.com

Re: King's Chapel Capacity, Docket No. 14-00007

Mr. Militana:

This is a data request sent to you on behalf of King's Chapel Capacity ("KCC") pursuant to Tenn. Code Ann. §§ 65-3-106(b) & 65-4-117(a)(1). Please provide the written responses to these questions not later than December 15, 2014.

1. What date did KCC begin charging customers for recovery of security charges?
2. Please provide a copy of all TRA Orders approving a financial security or alternative financial security (Pursuant to TRA Rule 1220-4-13-.07(5)) for the period of July 1, 2009 through June 30, 2014.
3. Has KCC filed an annual true-up (pursuant to TRA Rule 1220-4-13-.07(7)(b)) for the time frame of December 2, 2008 through June 30, 2014? If yes, please provide a copy of the true-up for all years. If no, provide a proposed tariff to true-up KCC's security cost recovery for this time period. Provide all documentation and calculations required by TRA Rule 1220-4-13-.07(7)(b). As part of the documentation, include number of customers (by month), invoice(s) from bank(s) for Letter of Credit fees and copies of Letters of Credit from Bank, along with bond contracts from Williamson County.
4. Provide the number of customers by class, by month for the period of December 2, 2008 through June 30, 2014, for Kings Chapel Capacity, LLC ("KCC").


5. Please state the total dollar revenue collected from KCC customers recovering any financial security cost, by month, starting with December 2, 2008 through June 30, 2014.
6. Provide a copy with the face dollar amount of all financial securities (Performance and Maintenance Bond or Letter of Credit) held by Williamson County for the wastewater utility treatment and collection system by month starting with December 2, 2008 through June 30, 2014. The dollar amount paid for each financial security (Performance and Maintenance Bond and/or Letter of Credit) to the bank (provide name of bank) by month from July 1, 2009 through June 30, 2014. Provide a dated receipt, cancelled check, letter of credit with amount charged on face or certified letter from bank documenting the amount paid. The supporting documentation should detail the party or parties presenting the financial security, the amount of financial security and the effective dates of the financial security.
7. Provide a copy of the face dollar amount of all financial securities (Performance and Maintenance Bond or Letter of Credit) held by the TRA for the wastewater utility treatment and collection system by month starting July 1, 2009 through June 30, 2014. The dollar amount paid for each financial security (Performance and Maintenance Bond and/or Letter of Credit) to the bank (provide name of bank) by month from July 1, 2009 through June 30, 2014. Provide a dated receipt, cancelled check, letter of credit with amount charged on face or certified letter from bank documenting the amount paid. The supporting documentation should detail the party or parties presenting the financial security, the amount of financial security and the effective dates of the financial security.
8. Provide a copy of all "Bonding Cost Pass Through" effective tariff pages, by month, prior to February 2009.
9. Has KCC transferred or paid to Ashby Communities, LLC any monies collected from the Bonding Cost Pass Through to its customers since July 2009? If yes, provide the date of the transfer or payment and the amount by month since July 2009.
10. Has KCC secured a loan at anytime during January 2009 through June 30, 2014 to cover the Williamson County financial security cost (Performance and Maintenance Bond or Letter of Credit) or TRA financial security cost? If yes, provide date loan was secured, security holder's identity, amount of loan and interest rate. Also provide a copy of the loan agreement(s), the interest amount

and loan balance payments by KCC to the holder by month from January 2009 through June 30, 2014 and a copy of the loan agreement(s).

11. Provide a copy of the TRA Exemption (TRA Order) granting exemption as of July 1, 2012 that KCC is Requesting to Continue "...for another year."¹ in TRA Docket No. 13-00141.
12. Provide the copy of bonds presently in force and required by the Williamson County Government that you state are attached to the *Petition* in TRA Docket 13-00141.
13. Does KCC consider Williamson County bonds (held on behalf of Ashby Communities or KCC) to provide insurance or assurance for the continued operation of the KCC treatment system and all connections to that collection system? If yes, please provide a copy of the Williamson County rule or regulation stating such policy.
14. Provide copies of customer actual bills for the months of January and October, 2014.

Thank you for your attention to this matter if you have any questions or concerns please do not hesitate to ask.

Sincerely,



Shiva K. Bozarth

¹ *Petition of Kings Chapel Capacity for Exemption from Financial Security Required by the TRA's Wastewater Regulations – Request to Continue Exemption*, pg. 2 (October 31, 2013)