

**IN THE TENNESSEE REGULATORY AUTHORITY  
AT NASHVILLE, TENNESSEE**

**IN RE:** )  
 )  
**SHOW CAUSE PROCEEDING** )  
**AGAINST MOY TOY, LLC FOR** ) **DOCKET NO. 15-00118**  
**VIOLATIONS OF STATUTES AND** )  
**RULES REGULATING WATER** )  
**UTILITIES** )

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**PETITION FOR INFORMATION**

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Herbert H. Slatery III, Attorney General and Reporter for the State of Tennessee, by and through the Consumer Protection and Advocate Division of the Office of the Attorney General (“Consumer Advocate”), pursuant to Tenn. Code Ann. § 65-4-118, respectfully requests certain information from the Tennessee Regulatory Authority (“TRA” or “Authority”) and MoyToy, LLC, regarding the recently opened *Show Cause Proceeding Against MoyToy, LLC for Violations of Statutes and Rules Regulating Water Utilities* (“MoyToy Show Cause Investigation”), TRA Docket No. 15-00118.

Tenn. Code Ann. 65-4-118(b)(2) provides as follows:

(2) If the consumer advocate division concludes that it is without sufficient information to initiate a proceeding, it may petition the authority, after notice to the affected utility, to obtain information from the utility. The petition shall state with particularity the information sought and the type of proceeding that may be initiated if the information is obtained. Additionally, the consumer advocate division may request information from the authority staff, and, if the authority staff is in possession of the requested information, such information shall be provided within ten (10) days of the request.

At this time, the Consumer Advocate “is without sufficient information” to determine whether it should intervene in this *Show Cause Proceeding Against MoyToy, LLC for Violations*

*of Statutes and Rules Regulating Water Utilities* brought by the TRA Compliance Division, Docket No. 15-00118. A copy of the TRA *Order Appointing a Hearing Officer* in Docket No. 15-00118 (Dec. 21, 2015) is attached as **Exhibit A**. Therefore, pursuant to Tenn. Code Ann. § 65-4-118(b)(2) the Consumer Advocate:

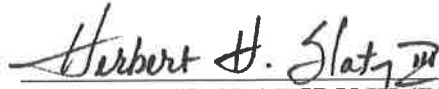
1. Petitions the Authority, after notice to the affected utility, MoyToy, LLC, to obtain the information listed below from the utility; and
2. Additionally, the Consumer Advocate requests the same information listed below from the Authority Staff, and if the Authority Staff is in possession of the requested information, such information shall be provided within ten (10) days of this request.

Accordingly, in order to determine whether to participate in the MoyToy Show Cause Investigation, the Consumer Advocate requests the following information from the TRA and MoyToy, LLC:


1. Was MoyToy ever advised by the TRA or any other person or entity that it should have a CCN? Give the date of the first such communication, as well as all subsequent communications, and provide all written records of such communications.
2. Did any consumers ever complain about the rates charged by MoyToy? If so, provide all records of such complaints.
3. Was MoyToy ever advised by the TRA or any other person or entity that any rates it charged for water usage should be approved by the TRA? Give the date of the first such communication, as well as all subsequent communications, and provide all written records of such communications.
4. For what period of time did MoyToy operate the water system on Renegade Mountain?
5. State the number of MoyToy's customers.
6. Did MoyToy serve any customers other than members of the Laurel Hills Condominiums Property Owners Association?

By copy of this *Petition for Information*, the Consumer Advocate is notifying the registered agent for MoyToy, LLC: Daniel J. Moore, 900 S. Gay Street, 900 Riverview Tower, Knoxville, TN 37902-1810.

RESPECTFULLY SUBMITTED,



HERBERT H. SLATTERY III (BPR #09077)  
Attorney General and Reporter  
State of Tennessee



VANCE L. BROEMEL (BPR #011421)  
Senior Counsel

ERIN MERRICK (BPR# 033883)  
Assistant Attorney General  
Office of the Tennessee Attorney General  
Consumer Protection and Advocate Division  
P.O. Box 20207  
Nashville, Tennessee 37202-0207  
(615) 741-8733

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail or electronic mail upon:

Shiva Bozarth  
Counsel for TRA Party Staff  
Tennessee Regulatory Authority  
502 Deaderick Street  
4<sup>th</sup> Floor  
Nashville, TN 37243

Daniel J. Moore  
Registered Agent for MoyToy, LLC  
900 S. Gay Street  
900 Riverview Tower  
Knoxville, TN 37902-1810

This the 6<sup>th</sup> day of January 2016

Vance L. Broemel  
Vance L. Broemel



**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**December 21, 2015**

**IN RE:**

**SHOW CAUSE PROCEEDING AGAINST MOY TOY,  
LLC FOR VIOLATIONS OF STATUTES AND RULES  
REGULATING WATER UTILITIES**

**DOCKET NO.  
15-00118**

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**ORDER APPOINTING A HEARING OFFICER**

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This matter came before Vice Chairman David F. Jones, Director Kenneth C. Hill and Director Robin Morrison of the Tennessee Regulatory Authority (the "Authority" or "TRA"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on December 14, 2015.


On December 4, 2015, the TRA Compliance Division as a Party opened this docket and filed a request asking the Authority to appoint a Hearing Officer to determine whether to initiate a Show Cause proceeding against Moy Toy, LLC for failure to comply with various statutory and regulatory requirements applicable to water utilities, and if a Show Cause is initiated, to prepare the matter for Hearing.

During the Authority Conference, the Directors voted unanimously to appoint the Authority's General Counsel or her designee to act as Hearing Officer to (1) determine whether a Show Cause Order should be issued against Moy Toy, LLC for alleged violations of state statutes and TRA rules; and (2) if a Show Cause Order is issued by the Hearing Officer, to prepare this matter for a hearing before the panel.

**IT IS SO ORDERED.**

**Vice Chairman David F. Jones, Director Kenneth C. Hill and Director Robin Morrison  
concur.**

**ATTEST:**

  
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**Earl R. Taylor, Executive Director**