

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TN

April 11, 2016

IN RE:)	
)	
PETITION OF TENNESSEE)	
WASTEWATER SYSTEMS, INC., FOR)	DOCKET NO. 16-00007
APPROVAL OF CAPITAL)	
IMPROVEMENT ASSESSMENT FOR)	
STARR CREST RESORTS)	

MOTION TO APPEAR AND PARTICIPATE TELEPHONICALLY AT HEARING

The hearing in the above-captioned matter is set by the Authority for April 15, 2016 at 1PM CST in Hearing Room G 201 of the Andrew Jackson Building, 502 Deaderick Street, Nashville, Tennessee.

Pursuant to Tenn. Code Ann. § 4-5-312(c), Tennessee Wastewater Systems, Inc. ("TWSI") submits this Motion to Appear and Participate Telephonically at Hearing on behalf of its witness Ms. Deborah Mason ("Ms. Mason") and provides the following in support of this Motion:

Tenn. Code Ann. § 4-5-312(c) addresses electronic participation at a hearing as follows:

(c) In the discretion of the administrative judge or hearing officer and agency members and by agreement of the parties, all of part of the hearing may be conducted by telephone, television or other electronic means, if each participant in the hearing has an

opportunity to participate in, to hear and if technically feasible, to see the entire proceedings while taking place.

In accordance with the above referenced statute, TWSI respectfully requests that its witness, Ms. Mason, who resides in Ohio, to participate in its hearing telephonically as appearing in person would be burdensome.

If this motion is granted, TWSI agrees that the telephonic appearance and participation of Ms. Mason in the hearing will be subject to the following conditions:

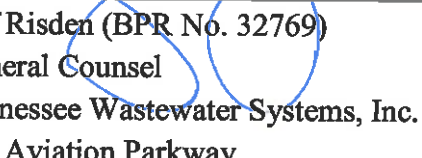
1. Applicant is solely responsible for, and shall be required to, secure a properly licensed Notary Public in good standing in the State of the jurisdiction where the testimony is to be given, and who will physically appear with Ms. Mason when called at the Hearing to give live testimony or to ratify pre-filed testimony.
2. The Notary Public obtained by Applicant shall be duly authorized to administer the Oath, and shall do so during the Hearing and remain physically present with the witness at all times during the witness' testimony until such witness is excused from examination by the Hearing Officer.
3. Following the conclusion of the Hearing, the Notary Public shall prepare and sign an Affidavit affirming the proven identity of the witness, the fact that such person was sworn by the Notary Public, and that testimony given by the sworn witness was in accordance with the highest ethical and legal standards as observed by the Notary Public. The Affidavit shall bear the official seal of the signing Notary Public, and the testifying witness shall also be required to sign a Witness Certification.

4. The Affidavit above must be post-marked within five (5) days of the Hearing and received by the Hearing Officer via postage-paid U.S. Mail or overnight delivery. Should a proper Affidavit containing the affirmations noted above fail to be produced to the Hearing Officer as set forth herein, the testimony of the witness shall be struck from the record, which may be grounds sufficient for denial of the Application.

Wherefore, based on the foregoing, TWSI respectfully requests that the Authority grant its Motion to Appear and Participate Telephonically at Hearing as described herein.

Respectfully submitted this 11th day of April, 2016.

By: _____


Jeff Riden (BPR No. 32769)
General Counsel
Tennessee Wastewater Systems, Inc.
851 Aviation Parkway
Smyrna, TN 37169
615-220-7171
jeff.riden@adenus.com