

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

<b>IN RE:</b>	)	
<b>JOINT PETITION OF CUMBERLAND</b>	)	<b>DOCKET NO. <u>16-00069</u></b>
<b>BASIN WASTEWATER SYSTEMS,</b>	)	
<b>LLC, AND INTEGRATED RESOURCE</b>	)	
<b>MANAGEMENT, INC. d/b/a IRM</b>	)	
<b>UTILITY, INC.</b>	)	

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**JOINT PETITION OF CUMBERLAND BASIN WASTEWATER SYSTEMS, LLC AND  
INTEGRATED RESOURCE MANAGEMENT, INC. d/b/a IRM UTILITY, INC.  
TO TRANSFER CERTIFICATE**

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Pursuant to T.C.A. § 65-4-113, Cumberland Basin Wastewater Systems, LLC (“Cumberland” or “Transferee”) and Integrated Resource Management, Inc. d/b/a IRM Utility, Inc. (“IRM” or “Transferor”) petition the Tennessee Regulatory Authority to approve the transfer from IRM to Cumberland of the right to provide wastewater service to a portion of Cumberland County known as Genesis Village Estates Subdivision (“Genesis Village”).

In support of this Petition, the parties submit the following information:

1. IRM, a regulated provider of wastewater service in Tennessee, was granted the right to provide service to Genesis Village in an Order issued December 4, 2012 in TRA Docket 11-00081. At this time, the treatment and collection system at Genesis Village remains unfinished and no customers are being served by IRM.
2. Cumberland, also a regulated provider of wastewater services in Tennessee, currently provides wastewater service to a development in Cumberland County, Tennessee known as The Bluffs at Cumberland Cove. See TRA Docket 07-00079, Order issued November 28, 2007.
3. The developer of Genesis Village, Genesis Village Estates Townhomes, LLC (“the Developer”) requests that the Authority transfer the right to serve Genesis Village from IRM to

Cumberland. See attached letter, **Exhibit A**. As evidenced by the filing of this Joint Petition, both utilities agree to the Developer's request.

4. As reflected in the record of Docket 07-00079 and in the utility's annual financial reports to the Authority, Cumberland has the managerial, technical, and financial ability to provide wastewater service at Genesis Village. Cumberland is up-to-date on all required filings at the TRA and at the Tennessee Department of Environmental Conservation ("TPEC") and has never been the subject of any enforcement proceedings at either agency.

5. Since IRM is not providing service to anyone at Genesis Village, it is not necessary to provide notice of this transfer to any customers. Copies of the Joint Petition are being sent to the Mayor of Cumberland County, the Mayors of Crossville, Pleasant Hill and Crab Orchard. Copies have also been mailed to the Crab Orchard Utility District and the Catoosa Utility District.

6. Cumberland will charge customers in Genesis Village the same rates and escrow charges approved by the Authority in Docket 07-00079.

7. Cumberland will apply to TDEC for a transfer to Cumberland of the State Operating Permit held by IRM to operate a wastewater treatment system at Genesis Village. Upon completion of the transfer of the State Operating Permit, Cumberland will file the State Operating Permit with the Authority.


8. Based on consideration of all of those factors, including the agreement of both utilities and the Developer, this transfer of authority will further the public interest.

Conclusion

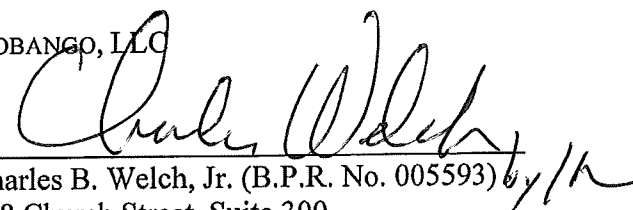
The parties therefore ask that this Joint Petition be approved and that the operating rights to provide wastewater service to Genesis Village, as more particularly described in the record of Docket 11-00081, be transferred to Cumberland pursuant to T.C.A. § 65-4-113.

Respectfully submitted,

BRADLEY ARANT BOULT CUMMINGS LLP

By:   
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*Counsel to Integrated Resource  
Management, Inc. d/b/a IRM Utility, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 14<sup>th</sup> day of June, 2016, a copy of the foregoing document was served on the following parties, via U.S. Mail, postage prepaid, addressed as follows:

Mayor Kenneth Carey, Jr.  
Cumberland County, Tennessee  
2 N. Main Street, #203  
Crossville, TN 38555


Mayor James Leonardo Mayberry  
Crossville, Tennessee  
392 N. Main Street  
Crossville, TN 38555

Mayor Diane Savage  
City of Pleasant Hill  
P.O. Box 99  
Pleasant Hill, TN 38578

Mayor Emmett Sherrill  
City of Crab Orchard  
P.O. Box 215  
Crab Orchard, TN 37723

Crab Orchard Utility District  
2089 E. 1<sup>st</sup> Street  
Crossville, TN 38555

Catoosa Utility District  
5581 Plateau Road  
Crossville, TN 38571

  
\_\_\_\_\_  
Henry Walker



May 6, 2016

Genesis Village Estates Townhomes, LLC

Attn: Mr. David Bryan

Mr. Bryan:

As we discussed, Cumberland Basin Wastewater Systems, LLC (CBWS) is willing to take ownership and operation responsibilities of the system constructed by the developer to provide sewage disposal service for Genesis Village Estates Subdivision (GVES). CBWS is regulated by the Tennessee Regulatory Authority. CBWS is not and will not be affiliated with, or under the control of, the developer. The treatment facilities shall have the capacity to serve the entire anticipated population of the subdivision, including but not limited to, residence on each of the platted lots and all amenities.

By your signature below you acknowledge that CBWS will petition the Tennessee Regulatory Authority to transfer the Certificate of Public Convenience and Necessity to include GVES as part of their service territory.

Accepted May 6, 2016:

Accepted May 6, 2016:

Tim Huddleston, President  
CBWS, LLC

  
David Bryan, Partner  
Genesis Village Estates Townhomes, LLC

Cumberland Basin Wastewater Systems, LLC  
141 Construction Drive, P.O. Box 239 Livingston, TN 38570  
Phone: 931-403-5311 • Fax: 931-403-3988

EXHIBIT

A

tabbles



**Integrated Resource Management, Inc.**

*A Privately Owned Public Utility*

P.O. Box 642

3444 Saint Andrews Drive

White Pine, Tennessee 37890

Phone (Vol) 674-0828

Facsimile (Vol) 674-2352

Toll Free (877) 746-2910

September 29, 2015

Mr. Wade Murphy - Permit Section  
Division of Water Resources  
William R. Snodgrass – Tennessee Tower  
312 Rosa L. Parks Avenue, 11<sup>th</sup> Floor  
Nashville, TN 37243-1102

Sent via Electronic Mail

**RE:** Genesis Village Estates – Cumberland County  
Notice of Transfer or Termination of SOP #08004

Dear Mr. Murphy,

Integrated Resource Management, Inc. d/b/a IRM Utility, Inc. ("IRM") has entered an agreement with Genesis Villages Estates Townhomes, LLC (the "Owners") of Genesis Village Subdivision in Cumberland County. The contract between IRM and the Owners has been cancelled.

IRM has not been informed of any utility or operations group that the system will be transferred to. Therefore, IRM is requesting that the permit be transferred or terminated by cause. The cause being: IRM has no contractual obligation with the Owner to service this project, IRM does not have ownership of the system or proposed system, the Letter of Credit assuring the build-out of the system has been cancelled, and the wastewater system is not completed.

IRM requests action of proper termination if the permit is not transferred. IRM will be glad to help any way we can to help facilitate this action.

Please call if you have any questions. Thank you.

Sincerely,

Jeffrey W. Cox, Sr.  
President IRM Utility, Inc

