

# BUTLER | SNOW

February 24, 2017

**VIA ELECTRONIC FILING**

Hon. David Jones, Chairman  
c/o Sharla Dillon  
Tennessee Regulatory Authority  
502 Deaderick Street, 4<sup>th</sup> Floor  
Nashville, TN 37243

**RE: Petition of Tennessee-American Water Company Regarding The 2016 Investment and Related Expenses Under The Qualified Infrastructure Investment Program Rider, The Economic Development Investment Rider, and The Safety and Environmental Compliance Rider, TRA Docket No. 16-00126**

Dear Chairman Jones:

Since the submission of Tennessee-American Water Company's ("TAWC") Petition in the above-referenced matter, TAWC and the Consumer Protection and Advocate Division of the Office of the Tennessee Attorney General ("CPAD") have been involved in cooperative discussions and have exchanged various information related to the Petition. With the recent submission of the CPAD's Testimony of William H. Novak and TAWC's submission of the Rebuttal Testimony of Linda C. Bridwell, the parties hereby jointly represent that there are no outstanding procedural matters requiring resolution by the Hearing Officer. Moreover, after considering the entire record, including TAWC's responses to discovery, and consistent with the streamlined approach contemplated in the alternative method riders approved in TRA Docket No. 13-00130, it is the joint position of the parties that this matter is ripe for consideration on the merits by the Tennessee Regulatory Authority. At this time, there remain no outstanding disputes between the parties with respect to this Docket, as clarified by and through discovery and the parties' communications. Since the submission of both TAWC's responses to the CPAD's discovery and TAWC's Rebuttal Testimony, coupled with subsequent cooperative, good faith discussions between the parties, any and all contested issues raised within the Pre-filed Testimony of CPAD Witness Mr. Novak have been resolved by the parties for the purposes of this Docket. The parties hereby jointly request that the entire official record in this docket, including discovery, be made a part of the evidentiary record.

With the foregoing in mind, unless otherwise requested by the Authority the parties hereby waive both opening statements and the live presentation of testimony, including summaries of pre-filed testimony. TAWC Witnesses Bridwell and O'Neil and CPAD Witness

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Novak will be present at the Hearing. Further, other than follow-up and/or clarifying questions in response to questions of any witness by a TRA Director or TRA Staff, TAWC waives cross-examination of Mr. Novak, and the CAPD waives cross examination of TAWC's witnesses.

As required, an original of this filing, along with four (4) hard copies, will follow. Should you have any questions concerning this filing, or require additional information, please do not hesitate to contact me.

Very truly yours,

BUTLER SNOW LLP



Melvin J. Malone

cc: Valoria Armstrong, President, Tennessee-American Water Company  
Daniel Whitaker, Assistant Attorney General , Consumer Protection and Advocate Division  
Wayne Irvin, Assistant Attorney General, Consumer Protection and Advocate Division  
Vance Broemel, Senior Counsel, Consumer Protection and Advocate Division