

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION**

**NASHVILLE, TENNESSEE**

**March 15, 2018**

<b>IN RE:</b>	)	
	)	
<b>PETITION OF TENNESSEE-AMERICAN WATER</b>	)	<b>DOCKET NO.</b>
<b>COMPANY REGARDING THE 2018 INVESTMENT AND</b>	)	<b>17-00124</b>
<b>RELATED EXPENSES UNDER THE QUALIFIED</b>	)	
<b>INFRASTRUCTURE INVESTMENT PROGRAM RIDER,</b>	)	
<b>THE ECONOMIC DEVELOPMENT INVESTMENT</b>	)	
<b>RIDER AND THE SAFETY AND ENVIRONMENTAL</b>	)	
<b>COMPLIANCE RIDER</b>	)	

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**PRE-HEARING ORDER**

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Pursuant to Tenn. Code Ann. § 4-5-306(d) and TPUC Rule 1220-1-2-.12, this matter is before the Hearing Officer to establish the orderly conduct of the hearing in this matter. On March 5, 2018, the Hearing Officer held an informal telephone conference with the parties, Petitioner, Tennessee-American Water Company (“TAWC” or the “Company”) and the Consumer Protection and Advocate Division of the Office of the Attorney General (“Consumer Advocate”), an intervening party, to discuss the procedural aspects of the hearing.

**PROCEDURAL MATTERS**

**A. Notice of Hearing & Public Comment**

The purpose of the hearing is to consider TAWC’s *Petition* that was filed on November 7, 2017 regarding the 2018 investment and related expenses under the qualified infrastructure investment program rider, the economic development investment rider and the safety and environmental compliance rider. On March 9, 2018, a *Notice of Hearing* was issued notifying the public that the hearing will be held during the Commission Conference scheduled to begin at

**1:00 p.m. CDT on Monday, March 19, 2018.** As was included in the notice, members of the public are encouraged to participate by filing written comments in the docket file and/or presenting verbal comments during the hearing.

#### **B. Opening Statements**

The parties agreed to waive Opening Statements.

#### **C. Witnesses**

During direct examination, a time limit has been established for each witness to summarize his/her pre-filed testimony. In addition, each witness should be advised that they remain subject to recall for rebuttal purposes and should remain available throughout the length of the proceedings. The witnesses and time limits are set forth below.

- TAWC will present the following two witnesses:
  1. Brent O'Neill, Director of Engineering for TAWC (10 minutes)
  2. Linda Bridwell, Manager of Rates and Regulation for Tennessee and Kentucky, American Water Works Service Company (10 minutes)
- The Consumer Advocate will present two witnesses:
  1. William H. Novak, CPA, President, WHN Consulting (10 minutes)
  2. David N. Dittmore, Consumer Advocate Financial Analyst (10 minutes)

#### **D. Exhibits**

The parties have indicated they have no audiovisual needs and should exchange any demonstrative exhibits related to a witness's pre-filed testimony by **March 12, 2018**. Each party should have its own copy of all exhibits, including those appended to pre-filed testimony, available for reference during the hearing, and is responsible for supplying a sufficient number of copies of any exhibits that it intends to reference or discuss with a witness. A party should use

its own judgment and discretion in determining the total number of copies to have on hand, but at a minimum, copies of an exhibit should be provided to the court reporter, each Commissioner, Legal Staff, and each Commission Division Director. Delaying or interrupting the proceedings to make copies is disfavored and, in the discretion of the panel, may not be permitted.

#### **E. Examination of Witnesses and Questions by the Commission**

While re-direct examination of a witness is allowed, the parties are reminded that it is to be limited to matters elicited during cross-examination that require clarification. It is not appropriate to raise new issues during re-direct examination. Re-cross examination is not permitted except in the event that a new issue is raised during the immediately preceding re-direct examination. The Commission's Advisory Staff has the opportunity to ask questions following cross-examination, before re-direct examination. The parties should be aware that the Commissioners might ask questions at any time during a witness's testimony and after cross-examination.

#### **F. Closing Statements**

Each party is permitted a maximum of fifteen (15) minutes to present a closing statement. The Consumer Advocate will present its closing statement first, followed by TAWC.

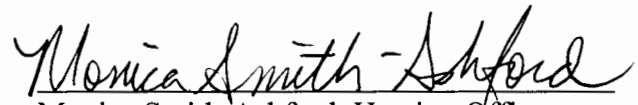
#### **G. Summary Outline of Hearing**

For the convenience of the presiding panel and the parties, a *Procedural Outline of Hearing* has been provided as Attachment A to this Order.

#### **IT IS THEREFORE ORDERED THAT:**

1. The parties shall exchange demonstrative exhibits by **March 12, 2018**.
2. The hearing scheduled to be held during the Commission Conference beginning at **1:00 p.m. CDT on March 19, 2018**, shall be conducted in accordance with the requirements and

deadlines set forth in this Pre-Hearing Order unless otherwise ordered by the Chairman.

  
Monica Smith-Ashford, Hearing Officer

**IN RE:**

**DOCKET NO.**  
**17-00124**

## Attachment A to Pre-Hearing Order

**TAWC witness #2**

\*Summary of pre-filed  
Cross-examination  
Questions  
Re-direct examination  
Re-cross examination

**Linda Bridwell, Manager of Rates and  
Regulation for Tennessee and Kentucky,  
American Water Works Service Company**

Limited to 10 minutes  
Consumer Advocate  
TPUC Advisory Staff and/or Commissioners  
TAWC  
(if requested & determined appropriate)

**Consumer Advocate witness #1**

\*Summary of pre-filed  
Cross-examination  
Questions  
Re-direct examination  
Re-cross examination

**William H. Novak, CPA  
President WHN Consulting**

Limited to 10 minutes  
TAWC  
TPUC Advisory Staff and/or Commissioners  
Consumer Advocate  
(if requested & determined appropriate)

**Consumer Advocate witness #2**

\*Summary of pre-filed  
Cross-examination  
Questions  
Re-direct examination  
Re-cross examination

**David N. Dittmore  
Consumer Advocate Financial Analyst**

Limited to 10 minutes  
TAWC  
TPUC Advisory Staff and/or Commissioners  
Consumer Advocate  
(if requested & determined appropriate)

C. Closing Statements (15 minutes each):

- 1) Consumer Advocate
- 2) TAWC

D. Public Comment

E. Consideration of Final Matters/Issues (if any)

F. Hearing Adjourned