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March 5, 2020

VIA ELECTRONIC FILING

TPUC.DocketRoom@tn.gov

Hon. Robin L. Morrison, Chairman
c/o Ectory Lawless, Docket Room Manager
Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243

RE: *Tennessee-American Water Company's Response to Commission's Investigation of Impacts of Federal Tax Reform on the Public Utility Revenue Requirements, TPUC Docket No. 18-00039*

Dear Chairman Jones:

Attached for filing please find *Tennessee-American Water Company's Agreed Motion for Continuance and to Submit Case to Commission for "Paper" Hearing on the Merits* in the above-caption docket.

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

clw

Attachments

cc: Elaine Chambers, Tennessee-American Water Company
Daniel Whitaker, Assistant Attorney General , Consumer Advocate Unit (via email)

*The Pinnacle at Symphony Place
150 3rd Avenue South, Suite 1600
Nashville, TN 37201*

50098728.v2

MELVIN J. MALONE
615.651.6705
melvin.malone@butlersnow.com

T 615.651.6700
F 615.651.6701
www.butlersnow.com

BUTLER SNOW LLP

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION
NASHVILLE, TENNESSEE**

**PETITION OF TENNESSEE-AMERICAN)
WATER COMPANY'S RESPONSE TO)
COMMISSION'S INVESTIGATION OF)
IMPACTS OF FEDERAL TAX REFORM)
ON THE PUBLIC UTILITY REVENUE)
REQUIREMENTS)
)
)
)**

DOCKET NO. 18-00039

**AGREED MOTION FOR CONTINUANCE AND TO SUBMIT CASE TO COMMISSION
FOR "PAPER" HEARING ON THE MERITS**

The hearing in the above-captioned matter (the "*Hearing*") is set by the Tennessee Public Utility Commission (the "Commission" or "TPUC") for March 9, 2020 at 1:00 p.m. (CST), in Conference Room G.201 located on the Ground Floor of the Andrew Jackson State Office Building, 500 Deaderick Street, Nashville, Tennessee 37243. For good cause shown, Tennessee-American Water Company ("Tennessee-American," "TAWC" or "Company") submits this *Agreed Motion for Continuance and to Submit Case to Commission for Paper Hearing on the Merits* (the "*Motion*"). Counsel for TAWC has been authorized to represent herein that the Consumer Advocate Unit in the Financial Division of the Office of the Attorney General is not opposed to the *Motion*. In support of the *Motion*, TAWC provides the following:

As the Commission is well-aware, the Coronavirus is spreading across the globe, including here in the United States. Most recently, Tennessee's first confirmed case of the Coronavirus was reported today. While appropriate governmental and leading medical authorities have encouraged Americans to avoid panic, they have also advised the exercise of care, discretion and preventive measures. American Water Works Company, parent of TAWC,

operates across the country in thirty-seven (37) states. On March 3, 2020, American Water Works Company, exercising such care, discretion and prevention announced the attached Travel and Meeting Directive, effective immediately through April 30, 2020. Mr. John Wilde is the witness who has submitted pre-filed testimony on behalf of TAWC in Phase II of this matter. Mr. Wilde's business address is 1 Water Street, Camden, New Jersey, and his home address is 2200 Benjamin Franklin Parkway Unit 607, Philadelphia, PA.

Given American Water Works Company's Travel and Meeting Directive, Mr. Wilde's location, and the particular and unique nature of the contested issues presented in this case, TAWC requests, in an abundance of caution and in consideration of public safety, that the Hearing currently set for March 9, 2020 be continued. Although the Consumer Advocate Unit in the Financial Division of the Office of the Attorney General ("Consumer Advocate") initially proposed alternative solutions in an attempt to address health and safety concerns while also preserving the Hearing date of March 9th, counsel for TAWC has been authorized to represent that the Consumer Advocate is in agreement that the Hearing can be postponed and that the proposed procedure outlined in this Motion is an acceptable course for adoption by the Commission.

Further, relying again upon the unique nature of the contested issues presented in this case, TAWC and the Consumer Advocate (the "Parties") also jointly request that the Commission resolve the contested issues on the merits based upon the official record in Docket No. 18-00039 and accept this official record, including discovery, into evidence. The Parties are fully persuaded that the pre-filed testimony in this case is sufficient for the Commission to resolve the contested issues on the merits without a live hearing. Therefore, under the circumstances presented, the Parties waive a "live" hearing, including opening and closing

statements, witness summaries and cross-examination. The Parties believe the contested issues can be resolved in full on the record in Docket No. 18-00039. In the event the Commission requires any information not already contained with the existing record in Docket No. 18-00039 to resolve the contested issues without an in-person, “live” hearing, the Parties agree to timely respond to any forthcoming Commission Data Request.

WHEREFORE, based on the foregoing, and for good cause shown, Tennessee-American Water Company respectfully requests that the Commission enter an Order granting the *Agreed Motion for Continuance and to Submit Case to Commission for Paper Hearing on the Merits*.

Respectfully submitted this 5th day of March, 2020.



MELVIN J. MALONE
Butler Snow LLP
150 3rd Avenue South, Suite 1600
Nashville, TN 37201
melvin.malone@butlersnow.com
(615) 651-6705

*Attorneys for Petitioner, Tennessee-American
Water Company*



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Stay up-to-date on information related to the pandemic.

As we continue to follow news updates about the coronavirus, our employee assistance program has created a resource to help you better understand the coronavirus and its effects.

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coronavirus@amwater.com

NEW TRAVEL AND MEETING DIRECTIVE

IN RESPONSE TO THE CORONAVIRUS (COVID-19)



Walter Lynch
COO

The health and safety of our employees is our top priority. We provide an essential service and it is critically important that we stay healthy for our families, our customers and ourselves.

Much like many other companies across the globe, American Water has established a coronavirus preparedness plan. To minimize the risk of exposure to the coronavirus (COVID-19) and out of an abundance of caution, we are implementing several companywide measures, effective immediately through April 30, 2020. We will continue to monitor the situation and adopt and amend measures as necessary. As we do, we will provide you with important updates.

TRAVEL

- All international and domestic business travel (plane, train, overnight stay) is suspended. Any [request for exceptions](#) must be approved by the executive leadership team.
- Any employee, contractor, or visitor who has visited a country [identified by the CDC](#), or has been in close contact with someone who has visited those countries, must remain out of the workplace for 14 days after returning to the U.S.
- For any personal travel plans, please exercise increased caution, take the appropriate preventative measures to care for your health and safety, and stay current with those countries [identified by the CDC](#) where non-essential travel is highly discouraged.
 - Employees who plan personal travel domestically or internationally are asked to report their travel by completing the "[Travel Report Form](#)" or by calling the security hotline 1-866-801-1123

MEETINGS

- Meetings that would normally require participants to travel should be scheduled as virtual meetings, postponed, or canceled.
- Employee attendance at external conventions, forums, conferences, and events should be canceled or attended virtually.
- Internal meetings of greater than 25 people should be scheduled as virtual meetings, postponed or canceled. Internal meetings of fewer than 25 people are permitted, however virtual meetings should be utilized whenever possible.
- Use of our facilities for external meetings should be canceled.
- External visitors should be limited whenever possible and must verify they have not traveled to a country identified by the CDC within the last 14 days.

FIELD EMPLOYEES

- Employees are empowered to not enter a customer home/business if they do not feel safe.
- Inside work should be limited/deferred where practical. Health & Safety will provide additional guidance to safely perform work at a customers' home or business.

Business critical or non-deferrable exceptions to this directive requires a waiver submitted to coronavirus@amwater.com and approval by an ELT member.

- Safety and Security will support risk assessment for business critical or non-deferrable exceptions.
- All vendors that provide staffing will be notified immediately of the new requirements.
- We will continue to follow guidelines from the CDC, the World Health Organization (WHO), and other government efforts.

Again, nothing comes before safety. We thank you in advance for your cooperation. Be safe.

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:

Daniel Whitaker III, Esq.
Assistant Attorney General
Office of the Attorney General
Consumer Advocate Unit
P.O. Box 20207
Nashville, TN 37202-0207

This the 5th day of March, 2020.



Melvin J. Malone