

Electronically Filed in TPUC Docket Room on September 30, 2019 at 3:39 p.m.

September 30, 2019

**VIA ELECTRONIC FILING**

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

Re: *Expedited Petition of Sontara Old Hickory, Inc. for Approval of an Asset Purchase Agreement and for the Issuance of a Certificate of Convenience and Necessity; TPUC Docket No. 19-00071*

Dear Chairman Morrison:

Attached please find proof of Sontara's compliance with TPUC Rule 1220-04-13-.07. An original copy will be submitted upon receipt. As required, an original of this filing, along with four (4) hard copies, will follow. Please do not hesitate to call me if you have any questions.

Sincerely,

BUTLER SNOW LLP

Melvin Malone

MJM:mcb

# WillisTowersWatson

Telephone: 860-241-4437  
Website: [www.willistowerswatson.com](http://www.willistowerswatson.com)  
E-mail: [melissa.stanton@willistowerswatson.com](mailto:melissa.stanton@willistowerswatson.com)

September 30, 2019

Jacob Holm Industries America Inc  
Attn: James Sager  
1265 Sand Hill Rd  
Chandler, NC 28715

**RE:   *Bond Number: 800032909***  
          ***Obligee: State of Tennessee***  
          ***Description: Utility Bond***

Attached is the completed document per your request. This was issued based upon the information you provided to our office and we urge you to check all of the information for accuracy (i.e. Power of Attorney, signatures, dates, amounts, description, etc.).

Please verify that the form attached is the form required and complete the execution with the proper signature(s) and seal.

If a premium is charged, our invoice will follow under a separate cover. Please note the premium payment for this bond is due upon receipt.

Thank you for the opportunity to service your surety needs. Should you have any questions, please do not hesitate to contact any member of your Willis Towers Watson Surety Team.

Sincerely,

Melissa Stanton

Willis of North Carolina, Inc.  
10 State House Square, Floor 11  
Hartford, CT 06103

**TENNESSEE PUBLIC UTILITY COMMISSION**  
**PUBLIC UTILITY SERVICE PROVIDER'S SURETY BOND**  
\_\_\_\_\_  
(Public Utility Name)\_\_\_\_\_

Bond #: 800032909

*WHEREAS*, Sontara Old Hickory Inc. \_\_\_\_\_ ("Principal"), holds a Certificate of Public Convenience and Necessity ("CCN") with amendments to operate public wastewater utilities in each extended territory approved by the Tennessee Public Utility Commission, subject to the laws of the State of Tennessee and rules and regulations of the Tennessee Public Utility Commission ("Commission") relating to the operation of a public wastewater utility; and

*WHEREAS*, under the provisions of Title 65, Chapter 4, Section 201 (e) of the Tennessee Code Annotated, a public utility providing wastewater service is required to post a bond in order to maintain such authority and to ensure the proper operation and maintenance of the public utility, conditioned as prescribed in Tenn. Comp. R. & Regs. Chapter 1220-4-13; and

*WHEREAS* Atlantic Specialty Insurance Company ("Surety"), a corporation licensed to do business in the State of Tennessee and duly authorized by the Tennessee Commissioner of Insurance to engage in the surety business in this state pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, has agreed to issue this bond in order to permit the Principal to comply with the provisions of Title 65, Chapter 4, Section 201 of the Tennessee Code Annotated and Tenn. Comp. R. & Regs. Chapter 1220-4-13.

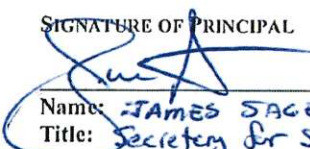
NOW THEREFORE, BE IT KNOWN, that we the Principal and the Surety are held and firmly bound to the STATE OF TENNESSEE, in accordance with the provisions of Tennessee Code Annotated, Title 65, Chapter 4, Section 201 and Tenn. Comp. R. & Regs. Chapter 1220-4-13 in the full amount of Three Hundred Thousand and 00/100 Dollars (\$300,000.00) (\$) lawful money of the United States of America to be used to enable the continued operation of the public wastewater utility for the full and prompt payment of any monetary obligation imposed against the Principal, its representatives, successors or assigns, in any contested case proceeding brought under Title 65 of Tennessee Code Annotated or by Tenn. Comp. R. & Regs. Chapter 1220-4-13 on behalf of the TPUC, for which obligation we bind ourselves, our representatives, successors and assigns, each jointly and severally, firmly and unequivocally by these presents.

This bond shall become effective on the September 30, 2019, and shall be continuous; provided, however, that each annual renewal period or portion thereof shall constitute a new bond term. Regardless of the number of years this bond may remain in force, the liability of the Surety shall not be cumulative, and the aggregate liability of the Surety for any and all claims, suits or actions under this bond shall not exceed Three Hundred Thousand and 00/100 Dollars (\$300,000.00) (\$). The Surety may cancel this bond by giving sixty (60) days written notice of such cancellation to the Commission and Principal by certified mail, it being understood that the Surety shall not be relieved of liability that may have accrued under this bond prior to the date of cancellation.

**PRINCIPAL**

Sontara Old Hickory Inc.  
Name of Company authorized by the TPUC  
326 Swinging Bridge Rd  
Old Hickory, TN 37138  
Address of Principal


SIGNATURE OF PRINCIPAL

  
Name: JAMES SAGER  
Title: Secretary for Sontara Old Hickory Inc.

**SURETY**

Atlantic Specialty Insurance Company  
Name of Surety  
605 Highway 169 North, Suite 800  
Plymouth, MN 55441  
Address of Surety

SIGNATURE OF SURETY AGENT

  
Name: Aimee R. Perondine  
Title: Attorney-in-Fact

Address of Surety Agent:  
Willis of North Carolina, Inc.  
P.O. Box 31817  
Charlotte, NC 28231

THIS BOND IS ISSUED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 201, CHAPTER 4, TITLE 65 OF THE TENNESSEE CODE ANNOTATED AND TENN. COMP. R. & REGS. CHAPTER 1220-4-13. SHOULD THERE BE ANY CONFLICT WITH THE TERMS HEREOF AND THE STATUTE OR REGULATIONS PROMULGATED THEREUNDER, THE STATUTE OR REGULATIONS SHALL PREVAIL. (POWER OF ATTORNEY FROM AN APPROVED INSURANCE COMPANY MUST BE ATTACHED.)



ACKNOWLEDGMENT OF PRINCIPAL

STATE OF ~~TENNESSEE~~ North Carolina  
COUNTY OF Buncomb

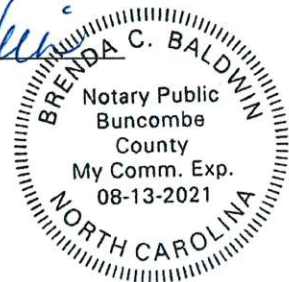
Before me, a Notary Public of the State and County aforesaid, personally appeared James Sager  
with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed  
the foregoing bond on behalf of Santara Old Hickory, TN and he acknowledged to me that he executed the same.

WITNESS my hand and seal this 30th day of September, 2019.

My Commission Expires:

Aug. 13, 2021

Brenda C. Baldwin  
Notary Public



ACKNOWLEDGMENT OF SURETY

CONNECTICUT  
STATE OF ~~TENNESSEE~~  
COUNTY OF Hartford

Before me, a Notary Public of the State and County aforesaid, personally appeared Aimee R. Perondine  
with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who  
executed the foregoing bond on behalf of Atlantic Specialty Insurance Company, the within named Surety, a corporation licensed to  
do business in the State of Tennessee and duly authorized by the Tennessee Commissioner of Insurance to engage in the surety  
business in this state pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, and that he as such an individual being  
authorized to do so, executed the foregoing bond, by signing the name of the corporation by himself and as such individual.

WITNESS my hand and seal this 30th day of September, 2019.

My Commission Expires:

October 31, 2019

Saykham Chanthasone  
Notary Public  
Saykham Chanthasone

**SAYKHAM CHANTHASONE**  
**NOTARY PUBLIC - CT 165366**  
**HARTFORD COUNTY**  
**MY COMMISSION EXPIRES OCT. 31, 2023**

APPROVAL AND ENDORSEMENT

This is to certify that I have examined the foregoing bond and found the same to be sufficient and in conformity to law, that the  
sureties on the same are good and worth the penalty thereof, and that the same has been filed with the Tennessee Public Utility  
Commission, State of Tennessee, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Name:

Title:



## Power of Attorney

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: **Michelle Anne McMahon, Donna M Planeta, Joshua Sanford, Aimee R Perondine, Aiza Anderson, Danielle D Johnson**, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **sixty million dollars (\$60,000,000)** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this twenty-ninth day of April, 2019.

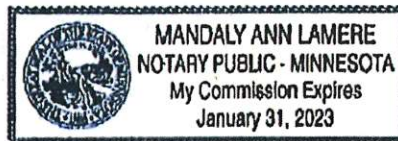
STATE OF MINNESOTA  
HENNEPIN COUNTY



By

Paul J. Brehm, Senior Vice President

On this twenty-ninth day of April, 2019, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



Notary Public

I, the undersigned, Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 30th day of September, 2019.

This Power of Attorney expires  
January 31, 2023



Christopher V. Jerry, Secretary

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 P. Whitaker III  
Karen H. Stachowski  
Assistant Attorney General  
Office of the Tennessee Attorney General  
Consumer Advocate Unit, Financial Division  
P.O. Box 20207  
Nashville, TN 37202-0207  
[Daniel.Whitaker@ag.tn.gov](mailto:Daniel.Whitaker@ag.tn.gov)  
[Karen.Stachowski@ag.tn.gov](mailto:Karen.Stachowski@ag.tn.gov)

This the 30<sup>th</sup> day of September, 2019.



---

Melvin J. Malone