

STATE OF TENNESSEE

Office of the Attorney General



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November 20, 2019

Hon. Robin L. Morrison, Chairperson
c/o Sharla Dillon
Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243

RE: ***Petition of Cartwright Creek, LLC to Extend Capital Improvements Surcharge***, TPUC
Docket No. 19-00097.

Dear Chairperson Morrison:

Since before the submission of Cartwright Creek, LLC's (Cartwright Creek) Petition in the above-referenced matter on October 21, 2019, Cartwright Creek and the Consumer Advocate Unit in the Financial Division of the Office of the Attorney General (Consumer Advocate) have been involved in cooperative discussions and have exchanged various information related to the Petition. With the submission of discovery responses by Cartwright Creek and the submission Cartwright Creek's Testimony of Bruce Meyer and Consumer Advocate's Testimony of David Dittemore, the Parties hereby jointly represent that there are no outstanding procedural matters requiring resolution by the Hearing Officer. Cartwright Creek accepts the Consumer Advocate's recommendations and will not be filing rebuttal testimony in this Docket.

Moreover, after considering the entire record, it is the joint position of the Parties that this matter is ripe for consideration on the merits by the Tennessee Public Utility Commission. At this time, there remain no outstanding disputes between the Parties with respect to this Docket, as clarified by and through discovery, the Parties' pre-filed Testimony. As reflected in the pre-filed Testimony of Mr. Dittemore, there are no contested issues between the Parties on the merits of the Petition, and it is the position of the Parties that this matter should be resolved in favor of the positions set forth in Cartwright Creek's Petition, consistent with the pre-filed testimony of the Parties, including recommendations set forth in Mr. Dittemore's testimony. Consistent with agency practice, 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 Commission, the Parties hereby waive both opening statements and cross-examination of witnesses by the Parties.

Cartwright Creek Witness, Bruce Meyer, and the Consumer Advocate Witness, David Dittmore, will provide summaries of pre-filed testimony and are available for questions by TPUC Commissioners or TPUC Staff at the Hearing, which the Parties request to be set as soon as possible. Please note that pursuant to the order issued in TPUC Docket No. 16-00127, the Surcharge was set for a term of 36 months and was effective January 1, 2017. The Surcharge will terminate automatically at the end of 2019 without action by the Commission at the December Conference.

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

Respectfully,



Karen H. Stachowski
Assistant Attorney General

cc: Henry Walker, Esq.