

**From:** [David Foster](#)  
**To:** [Ectory R. Lawless](#)  
**Cc:** [Monica Smith-Ashford](#); [Ryan McGehee](#)  
**Subject:** FW: Data Request, Docket No. 19-00098  
**Date:** Friday, May 14, 2021 10:58:27 AM

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Tory, please place a copy of this data request in Docket No. 19-00098. If you need a PDF version let know.

Thanks

David

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**From:** David Foster  
**Sent:** Friday, May 14, 2021 10:55 AM  
**To:** tom@stahelin.com  
**Cc:** bmeyer@sheafferwvs.com  
**Subject:** Data Request, Docket No. 19-00098

Mr. Kolschowski:

It is requested that you provide the following information to assist the Commission in its evaluation in Docket 19-00098, *Show Cause Proceeding against Cartwright Creek, LLC for Charging an Unauthorized Rate or Fee*.

When a person is planning to engage in mechanized excavation or demolition, they are required to call the state's designated one-call service, Tennessee 811. Tennessee 811 then issues locate requests (also known as "transmissions") to member utilities in an affected area and such utilities must reasonably mark underground lines to help avoid damage to underground utility lines. Utilities often engage third-party utility line locators to mark their lines.

1. Has Cartwright Creek, LLC ("Company") charged any individual customer(s) or property owner(s) within the Company's service area a charge or fee resulting from the Company responding to Tennessee 811 locate requests since January 1, 2018?
2. If the Company has charged a fee as referenced above, identify the customers that have been charged and how has the resulting revenue been booked?
3. Please identify the Tennessee Public Utility Commission approved tariff or rule which allows for such a fee or charge to be assessed.
4. If the Company has assessed such fees or charges to customers since January 1, 2018, has the Company refunded any such charges? If so, provide evidence of such refunds.
5. Is it the Company's present policy to assess these fees or charges to customers when they call 811 and the Company has to locate utility lines?

Please provide all responses no later than 2:00 p.m., May 28, 2021. Responses may be filed electronically at [tpuc.docketroom@tn.gov](mailto:tpuc.docketroom@tn.gov) with one hardcopy mailed to the Docket Manager at the Tennessee Public Utility Commission, 502 Deaderick Street, 4<sup>th</sup> Floor, Nashville, Tennessee 37243.

Should you have any questions regarding any requested item, please contact David Foster at [David.Foster@tn.gov](mailto:David.Foster@tn.gov) or by phone at (615) 770-6884. Thank you for your attention to this matter.