

STATE OF TENNESSEE

Office of the Attorney General



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October 3, 2022

Charles B. Welch, Jr.
Tyler A. Cosby
Farris Bobango PLC
414 Union Street, Suite 1105
Nashville, TN 37219

Re: Tennessee Public Utility Commission, Docket No. 21-00001, *Petition of Superior Wastewater Systems, LLC for a Certificate of Public Convenience and Necessity Amendment to Provide Wastewater Service to the Taliaferro Road Parcel in Williamson County.*

Dear Mr. Welch and Mr. Cosby:

On September 30, 2022, Superior Wastewater Systems, LLC ("SWS" or "Superior") filed its monthly report as required by the Commission's *Order Amending Certificate of Public Convenience and Necessity* ("Final Order") in the above-referenced docket. In this filing, Superior stated that

- SWS will discontinue its current monthly Status Update Report concerning the Taliaferro Road Parcel.
- SWS will include a copy of this status report reflecting the latest developments, as a supplemental page in our annual report to the Commission.
- SWS will provide immediate notification to the Commission when the status for any of the uncompleted Items change.

However, by the terms of the Final Order, Superior may not unilaterally decide to terminate its monthly filing requirement. More specifically, the Commission directed Superior

h) In the event that Superior Wastewater Systems, LLC has not completed the above seven (7) filing requirements within six (6) months of the date of this Order, then Superior Wastewater Systems, LLC is directed to file, no later than six (6) months of the date of this Order, a report providing the status of the provision of wastewater service to The Homes at Mulberry Meadows, and a monthly report by

the 1st day of each month thereafter until compliance with the Order is complete.¹

In Superior's recent filing, it stated that construction on the subdivision had not yet begun. For future reference, the Consumer Advocate would like to bring Superior's attention to the Commission's Rule 1220-04-13-.09, which states:

(7) A wastewater CCN holder shall file a written notice of completion that the wastewater system is fully constructed, operational, and providing service not less than three (3) years from the date of the written order granting a CCN. If the written notice of completion is not filed within three (3) years, the CCN shall automatically expire and be terminated without the institution of proceedings under Rule 1220-04-13-.09(4).²

Going forward, please comply with the Final Order and TPUC rules.

The Consumer Advocate appreciates Superior's time and attention to this correspondence.

Respectfully,



Karen H. Stachowski
Senior Assistant Attorney General

cc: Patsy Fulton, TPUC
Kelly Cashman-Grams, TPUC

¹ Order Amending Certificate of Public Convenience and Necessity, p. 7, TPUC Docket No. 21-00001 (October 27, 2021) (emphasis added).

² TENN. COMP. R. & REGS. 1220-04-13-.09. Superior may seek a one-year extension of its CCN pursuant to Rule 1220-04-13-.09(7)(a)-(b). *Id.*