

EQUITUS
LAW ALLIANCE
— PLLC —
ATTORNEYS AT LAW

September 5, 2023
via email

Electronically Filed in TPUC Docket Room
on September 5, 2023 at 9:34 a.m.

Monica Smith-Ashford
Hearing Officer
Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243

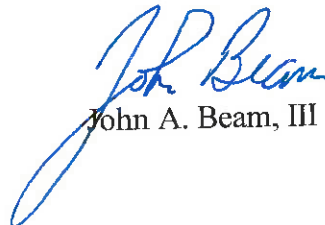
Re: Application of Jackson Sustainability Cooperative for a Determination of Exemption
Docket No. 21-00061

Dear Hearing Officer Smith-Ashford:

At the August 11th Status Conference, Mr. Lefkovitz appeared on behalf of Jackson Sustainability Cooperative. Mr. Lefkovitz did not consult with me about my schedule. At the time my schedule was not significant. However, after the filing on Friday it is evident that Mr. Emberling needs the opportunity to consult with independent counsel. Also, I have a four day trial that starts Monday, September 11, 2023. There are many pre-trial items due this week. More importantly, I may want to consult with independent counsel as well. September 8th as a response date for Mr. Emberling to find a hire independent counsel and for me to consult with independent counsel is not possible. Mr. Emberling and me need time to decide whether we want independent counsel, and if so, who to select.

Thus, I am requesting additional time to respond, and/or for any independent counsel to respond. If necessary, please treat this letter as a motion to continue the filing of the brief deadline and the hearing. If there is any opposition to giving Mr. Emberling and/or me additional time, please set the motion for a hearing prior to Friday's deadline.

Sincerely,


John A. Beam, III

enclosure
cc: Mr. Dennis Emberling