

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION**

**NASHVILLE, TENNESSEE**

**November 9, 2023**

<b>IN RE:</b>	)	
	)	
<b>PETITION OF JACKSON SUSTAINABILITY</b>	)	<b>DOCKET NO.</b>
<b>COOPERATIVE TO DETERMINE IF A</b>	)	<b>21-00061</b>
<b>CERTIFICATE OF CONVENIENCE AND</b>	)	
<b>NECESSITY IS NEEDED</b>	)	

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**ORDER ESTABLISHING SECOND AMENDED HEARING PROCEDURAL SCHEDULE**

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This matter is before the Hearing Officer of the Tennessee Public Utility Commission (“Commission” or “TPUC”) to establish the procedure going forward in these proceedings to determine the amount of reasonable attorneys’ fees and expenses to be awarded to Tennessee Electric Cooperative Association (“TECA”) and Jackson Energy Authority (“JEA”). In the *Order Establishing Amended Briefing and Hearing Schedule* issued by the Hearing Officer on October 27, 2023, Mr. Emberling was to file his Reply Brief on October 30, 2023. On October 30<sup>th</sup>, Mr. Emberling filed a *Motion to Dismiss Pursuant to TRCP 12.02(1)(2)(4)(5) and 1220-01-02-.03(2)(a)(b)(c)(d)*. On November 2, 2023, the Intervenors requested an opportunity to respond.

The Hearing Officer hereby establishes the following Second Amended Procedural Schedule:

**DOCKET NO. 21-00061**

**SECOND AMENDED HEARING PROCEDURAL SCHEDULE**


NOVEMBER 9, 2023

INTERVENOR RESPONSE TO EMBERLING MOTION: <b>NOVEMBER 17, 2023</b>
PRE-FILED TESTIMONY DUE: <b>NOVEMBER 20, 2023*</b>
PRE-HEARING TELEPHONE CONFERENCE: <b>NOVEMBER 21, 2023</b>
ORAL ARGUMENTS ON MOTION TO DISMISS AND HEARING ON ATTORNEYS' FEES: <b>NOVEMBER 30, 2023, AT 10:30 A.M. (CST)</b>

\* In accordance with Commission Rule 1220-01-02-.16, if a party plans to present a witness at the Hearing, the witness must file pre-filed testimony.

A separate Hearing Notice will be issued setting forth the location of the Hearing.

**IT IS HEREBY ORDERED.**

  
Monica Smith-Ashford, Hearing Officer