BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION NASHVILLE, TENNESSEE

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IN RE: STAFF COMPLIANCE AUDIT)
OF SUPERIOR WASTEWATER)
SYSTEMS, LLC'S COMPLIANCE)	Docket No. 21-00086
WITH COMMISSION RULES)
1220-04-1307 AND 1220-04-1308)	
REGARDING FINANCIAL SECURITY)
AND RULE 1220-04-1316 REGARDING)	
AFFILIATE TRANSACTIONS)
)
)

SUPERIOR WASTEWATER SYSTEMS, LLC'S OBJECTION TO CONSUMER ADVOCATE DIVISION'S MOTION TO INTERVENE

Superior Wastewater Systems, LLC by and through counsel and requests that the Hearing Officer issue an Order denying the Tennessee Attorney General Consumer Advocate Division's ("Consumer Advocate") Petition to Intervene.

Statement of The Case

- 1. Superior Wastewater Systems, LLC ("Superior") is a waste water public utility certificated by the Tennessee Public Utility Commission ("Commission").
- 2. On July 30, 2021 the Commission filed a Request to Open a Compliance Audit Review Docket to provide an analysis of Superior Wastewater's books, records, and accounts.
- 3. On August 11, 2021, the Commission identified its employees that would participate as parties in this Docket ("Party Staff").
- 4. On September 15, 2021 the Commission issued an Order Opening the Compliance Audit Review Docket.
 - 5. On October 5, 2022, the Consumer Advocate filed a petition to intervene in this Docket.

Argument

6. Superior and Party Staff are still in the process of completing the Audit review. The audit is entirely

objective-a ministerial function which is subject to strict accounting principles and rules. The ultimate

determination will not depend upon subjective conclusions but rather undisputable accounting entries and the

application of a simple mathematical application required by rule. The Advocate's intervention is premature.

7. If the intervention is granted, it will certainly cause an unnecessary delay in the completion of the Audit

and resolution of the issues.

8. The amounts and accounts being reviewed are not dependent on a comprehensive fact-investigation.

Once the audit is complete the Advocate will have the opportunity to review the findings and make comments

or objection.

9. Additionally, the Commission and Party Staff are uniquely experienced and capable of making a

determination regarding the interpretation, application, and implementation of Commission Rules. The

Consumer Advocate's participation will provide nothing of value to this proceeding and will increase costs

which ultimately will be paid by the consumers.

WHEREFORE, Superior Wastewater respectfully request that the Hearing Officer deny the Advocate's

Motion to Intervene.

Dated this 9th day of December 2022.

Respectfully Submitted,

Charles B. Welch, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail, with a courtesy copy provided via electronic mail, upon:

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This the $\frac{9^{1/2}}{2}$ day of December, 2022.

Tyler A. Cosby