

BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION

NASHVILLE, TENNESSEE

May 5, 2022

IN RE:)	
)	
JOINT REQUEST OF CHATTANOOGA GAS)	DOCKET NO.
COMPANY AND KORDSA, INC. FOR)	21-00094
APPROVAL OF SPECIAL CONTRACT)	
)	

ORDER DENYING MOTION TO FILE PRE-HEARING BRIEF

This matter came before the Hearing Officer of the Tennessee Public Utility Commission (“Commission” or “TPUC”) during the Pre-Hearing Conference held on February 18, 2022, for consideration of the *Motion to File Pre-Hearing Brief of Chattanooga Gas Company and Kordsa, Inc.* (“*Motion*”) filed by Chattanooga Gas Company (“CGC”) and Kordsa, Inc. (“Kordsa”) on February 18, 2022. In the *Motion*, CGC and Kordsa request permission to submit a Pre-Hearing Brief to “assist the Commission and Staff in preparing for a Hearing in this matter.”¹ CGC and Kordsa maintain the Pre-Hearing Brief is similar to opening statements made by the attorneys at the Hearing and submitting the brief will save time during the Hearing.² The Consumer Advocate Unit in the Financial Division of the Office of the Tennessee Attorney General (“Consumer Advocate”) opposed the *Motion*. The *Motion* was filed only ten days before the Hearing, and the Consumer Advocate was not aware that the Pre-Hearing Brief would be filed and thus, did not have an opportunity to respond or file its own Pre-Hearing Brief. The Consumer Advocate argued that CGC and Kordsa’s brief is one-sided and allowing the Pre-Hearing Brief to be submitted would be “inappropriate, inefficient,

¹ *Motion*, p. 1 (February 18, 2022).

² *Id.*

and unfair.”³ The Hearing Officer was persuaded by the arguments of the Consumer Advocate. Therefore, the Hearing Officer finds that the *Motion* is not timely and is prejudicial to the Consumer Advocate and should therefore be **DENIED**.⁴

IT IS SO ORDERED.

A handwritten signature in cursive script that reads "Monica Smith-Ashford".

Monica Smith-Ashford, Hearing Officer

³ Quote from argument made by the Consumer Advocate during the February 18, 2022, Pre-Hearing Conference.

⁴ The Hearing Officer’s decision was communicated to the parties via email dated February 22, 2022.