

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION
NASHVILLE, TENNESSEE**

IN RE:

**PETITION OF CARTWRIGHT CREEK,
LLC REQUESTING APPROVAL OF
CAPITAL IMPROVEMENTS**

DOCKET NO. 21-00119

**MOTION TO ALLOW WITNESS TO PARTICIPATE
TELEPHONICALLY AT HEARING**

The hearing in the above-captioned matter is set for December 6, 2021 at 9:00 A.M. (CST) at the Tennessee Public Utility Commission.

Pursuant to T.C.A. § 4-5-312 (c), Petitioner submits this motion to allow the Petitioner's witness to participate by telephone and provides the following in support of this motion:

T.C.A. § 4-5-312 (c) provides:

“(c) In the discretion of the administrative judge or hearing officer and agency members and by agreement of the parties, all or part of the hearing may be conducted by telephone, television or other electronic means, if each participant in the hearing has an opportunity to participate in, to hear, and if technically feasible, to see the entire proceedings while taking place.”

In accordance with the above-referenced statute, Petitioner respectfully requests that the witness for Cartwright Creek, Mr. Bruce Meyer, be permitted to participate by telephone. For medical reasons, Mr. Meyer is homebound and cannot attend the hearing in person.

If this motion is granted, Petitioner agrees to the following conditions:

1. After the hearing, Petitioner shall obtain a copy of the transcript of the proceedings.

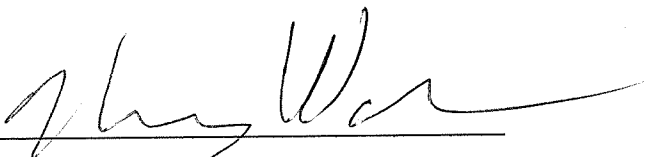
2. Petitioner shall prepare and file an affidavit from Mr. Meyer attesting to the truth of his testimony given before the Commission as reflected in the transcript.

3. The affidavit must be filed ten (10) days after Petitioner obtains the transcript and should a proper affidavit not be filed as set forth herein, the testimony of the witness shall be struck from the record, which may constitute grounds for denial of the Petition.

Based on the forgoing, Cartwright Creek respectfully requests that the Commission grant this motion for Mr. Meyer to appear and participate telephonically as described herein.

Respectfully submitted this 1 day of December, 2021.

Respectfully Submitted,

By: 

Henry Walker (B.P.R. No. 000272)
Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, TN 37203
Phone: 615-252-2363
Email: hwalker@babbc.com

Counsel for Cartwright Creek, LLC