

# BUTLER | SNOW

October 4, 2024

**VIA ELECTRONIC FILING**

Electronically Filed in TPUC Docket  
Room on October 4, 2024 at 1:14 p.m.

Hon. David Jones, Chairman  
c/o Ectory Lawless, Docket Room Manager  
Tennessee Public Utility Commission  
502 Deaderick Street, 4<sup>th</sup> Floor  
Nashville, TN 37243  
[TPUC.DocketRoom@tn.gov](mailto:TPUC.DocketRoom@tn.gov)

**RE:   *Application of Limestone Water Utility Operating Company, LLC for:  
(1) Authority to Expand its Certificate of Convenience and Necessity to Include  
the Laurel Creek Subdivision and (2) Motion to Waive Commission Rule 1220-  
04-13-.17(c)(3), TPUC Docket No. 22-00059***

Dear Chairman Jones:

Attached for filing please find Limestone Water Utility Operating Company, LLC's *Second Report on the Status of Compliance* pursuant to the Order Approving Petition to Amend Certificate of Convenience and Necessity and Waive Commission Rule in the above-captioned matter.

As required, the original plus four (4) hard copies will be mailed to your office. Should you have any questions concerning this filing, or require additional information, please do not hesitate to contact me.

Sincerely,

BUTLER SNOW LLP



Katherine Barnes

clw

Attachment

cc: Russ Mitten, Limestone Water Utility Operating Company, LLC  
Shilina B. Brown, Consumer Advocate Division  
Victoria B. Glover, Consumer Advocate Division

*The Pinnacle at Symphony Place  
150 3<sup>rd</sup> Avenue South, Suite 1600  
Nashville, TN 37201*

**KATHERINE B. BARNES**  
615.651.6797  
[katherine.barnes@butlersnow.com](mailto:katherine.barnes@butlersnow.com)

*T 615.651.6700  
F 615.651.6701  
[www.butlersnow.com](http://www.butlersnow.com)*

BUTLER SNOW LLP

89944662.v1

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

**IN RE:**

**APPLICATION OF LIMESTONE  
WATER UTILITY OPERATING  
COMPANY, LLC FOR:  
(1) AUTHORITY TO EXPAND ITS  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY TO INCLUDE THE  
LAUREL CREEK SUBDIVISION AND  
(2) MOTION TO WAIVE  
COMMISSION RULE 1220-04-13-  
.17(C)(3)**

**DOCKET NO. 22-00059**

---

**SECOND REPORT ON THE STATUS OF COMPLIANCE**

---

This report is to provide an update to the Tennessee Public Utility Commission (“TPUC” or “Commission”) on the compliance status of the Laurel Creek Subdivision, pursuant to the Order Approving Petition to Amend Certificate of Convenience and Necessity and Waive Commission Rule (“Order”).<sup>1</sup> The Order requires Limestone Water Utility Operating Company, LLC (“Limestone”) to file a report on the status of providing wastewater service to the Laurel Creek Subdivision, as well as the status of its compliance with each of the filing requirements.<sup>2</sup> The requirements include that Limestone file the following: (1) the deed and/or easements for all the land and ownership right to the wastewater system within 15 days of being issued and before the first customer is connected to the wastewater system, (2) a final copy of the State Operating Permit issued by the Tennessee Department of Environment and Conservation within 15 days of issuance, (3) as-built plans with signed certifications by Limestone indicating the wastewater system has

---

<sup>1</sup> Order Approving Petition to Amend Certificate of Convenience and Necessity and Waive Commission Rule, TPUC Docket No. 22-00059 (Dec. 19, 2023).

<sup>2</sup> *Id.*, p. 7.

been inspected and is approved to begin operation, and (4) a copy of the signed plat, once the area of development is approved by the City and/or County government, within 15 days of being issued and before the first customer is connected to the wastewater system.<sup>3</sup>

On July 24, 2024, Limestone filed with the Commission the final State Operating Permit issued by the Tennessee Department of Environment and Conservation, thereby meeting that requirement. Further, Limestone reports that construction at the site is still ongoing, and therefore none of the remaining documents are available at this time. Limestone commits to file the required documents once available and within the timeframes specified in the Order.

Respectfully submitted this 4<sup>th</sup> day of October 2024.



---

Melvin J. Malone (BPR No. 013874)  
Katherine Barnes (BPR No. 032456)  
Butler Snow LLP  
The Pinnacle at Symphony Place  
150 Third Avenue South, Suite 1600  
Nashville, TN 37201  
Phone: (615) 651-6700  
Email: [Melvin.Malone@butlersnow.com](mailto:Melvin.Malone@butlersnow.com)  
Email: [Katherine.Barnes@butlersnow.com](mailto:Katherine.Barnes@butlersnow.com)

---

<sup>3</sup> *Id.*

CERTIFICATE OF SERVICE

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

Shilina B. Brown, Esq.  
Assistant Attorney General  
Office of the Tennessee Attorney General  
Consumer Advocate Division  
P.O. Box 20207  
Nashville, TN 37202-0207  
[Shilina.Brown@ag.tn.gov](mailto:Shilina.Brown@ag.tn.gov)

Victoria B. Glover, Esq.  
Assistant Attorney General  
Office of the Tennessee Attorney General  
Consumer Advocate Division  
P.O. Box 20207  
Nashville, TN 37202-0207  
[Victoria.Glover@ag.tn.gov](mailto:Victoria.Glover@ag.tn.gov)

This the 4<sup>th</sup> day of October 2024.



---

Katherine Barnes