

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

**IN RE: JOINT PETITION OF SUPERIOR
WASTEWATER SYSTEMS, LLC, AND
TPUC STAFF (AS A PARTY) TO INCREASE
RATES AND CHARGES**

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Docket No. 22-00087

**MOTION FOR APPROVAL OF DEFERRAL AND RECOVERY OF RATE CASE
EXPENSE**

On September 9, 2022, Superior Wastewater Systems, LLC (“SWS” or “Superior”) and the TPUC Party Staff (“Party Staff”) (collectively “the Parties”) filed a Joint Petition in this Docket for an increase to Superior Wastewater’s rates and charges for the purpose of recovering the Company’s costs of providing wastewater services to its customers and for authority to place such rates and charges into effect through a revised tariff. Specifically, the Parties determined that SWS was projected to experience a net operating loss of \$57,150 for the Twelve-Month Attrition Period Ending December 31, 2022, and that a rate increase of \$78,086 was needed to eliminate this revenue deficiency.

On October 25, 2022, the Consumer Advocate Division of the Office of the Tennessee Attorney General (the “Consumer Advocate”) intervened in this Docket. Specifically, the Consumer Advocate stated in its intervention that “only by participating as a party to this proceeding can the Consumer Advocate carry out its statutory duty to represent the interests of Tennessee Consumers.” The Consumer Advocate’s intervention was not anticipated and the costs related to the intervention were not calculated into the projected rate increase.

To date, the Consumer Advocate has issued one set of informal discovery requests (consisting of 14 items with multiple parts) and one set of formal discovery requests (consisting of 20 items with multiple parts). On December 21, 2022 the Consumer Advocate filed a Motion to Compel.

This Docket was originally scheduled to go to hearing on October 10, 2022, but has now been delayed, because of the Consumer Advocate's intervention, to February 27, 2023. As mentioned earlier, the Company is currently operating at a loss, and this significant delay of 140 days in setting new rates has forced SWS to seek additional financing in order to continue funding wastewater operations.

Therefore, Superior is now requesting Commission authorization to defer and recover reasonable rate case expense in a rider set by the Commission at the conclusion of this docket.

Dated this 11th day of January, 2023.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via electronic mail,
upon:

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This the 11 day of January, 2023.



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