

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

August 10, 2023

IN RE:)	
)	
JOINT PETITION OF SUPERIOR)	DOCKET NO.
WASTEWATER SYSTEMS, LLC AND TPUC)	22-00087
STAFF AS A PARTY TO INCREASE RATES AND)	
CHARGES)	

**PRE-HEARING ORDER ON PROPOSED RECOVERY OF RATE CASE EXPENSE AND
DELAY COSTS**

This matter came before the Hearing Officer of the Tennessee Public Utility Commission (“Commission” or “TPUC”) upon a Pre-Hearing Conference held via conference call on August 7, 2023. In accordance with Tenn. Code Ann. § 4-5-306 and TPUC Rule 1220-1-2-.12, the Pre-Hearing Conference was held to resolve certain matters prior to the commencement of a hearing on the Proposed Recovery of Rate Case Expense and Delay Costs filed by Superior Wastewater Systems, LLC (“Superior”) and to establish the orderly conduct of the hearing, which is scheduled to be heard during the Commission Conference beginning at 10:00 a.m. CDT on August 14, 2023. Superior, the Consumer Advocate Division of the Office of the Tennessee Attorney General (“Consumer Advocate”), and Commission Party Staff participated in the Pre-Hearing Conference. Superior previously filed affidavits regarding its rate case expenses, and the parties filed legal briefs on the issue of the delay costs. The Consumer Advocate also filed Pre-Filed Testimony of David Dittmore. After discussion, it was determined the parties would present arguments on the contested issue of whether Superior should be awarded delay costs due to the Consumer Advocate’s intervention in the rate case. During its argument, Superior would also discuss its other

rate case expenses, however, those expenses are not disputed by the other parties. Arguments made by the parties should be limited to facts contained in the record.

Based on the agreements made during the Pre-Hearing Conference, the arguments will proceed as follows:

Superior: 20 minutes

Consumer Advocate: 20 minutes

Party Staff: 5 minutes

Superior Rebuttal: 10 minutes

After the parties have concluded their arguments, there will be an opportunity for questions by the Commissioners and Staff and for members of the public to comment.

IT IS THEREFORE ORDERED THAT:

The hearing scheduled during the Commission Conference beginning at **10:00 a.m. CDT on August 14, 2023**, shall be conducted in accordance with this Pre-Hearing Order unless otherwise ordered by the Chairman/Presiding Commissioner.


Monica Smith-Ashford, Hearing Officer