

STATE OF TENNESSEE

Office of the Attorney General



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November 21, 2024

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Katherine Barnes
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Nashville, TN 37201

Electronically Filed in TPUC Docket Room
on November 21, 2024 at 2:33 p.m.

Re: Tennessee Public Utility Commission ("TPUC" or the "Commission"), Docket No. 23-00036, *Limestone Water Utility Operating Company, LLC's Application to Expand its Certificate of Convenience and Necessity to Serve the Nash Ridge Subdivision*

Mr. Malone & Ms. Barnes:

On May 23, 2023, Limestone Water Utility Operating Company, LLC ("Limestone" or the "Company") filed its *Limestone Water Utility Operating Company, LLC's Application to Expand its Certificate of Convenience and Necessity to Serve the Nash Ridge Subdivision* ("Petition"). The Commission issued its written order approving the Petition on January 26, 2024.¹ The Consumer Advocate has reviewed the Commission's Order and the docket. Limestone provided a status update on July 25, 2024, stating that the construction is on-going and that the remaining required documentation was not available yet.

As such, the Consumer Advocate is filing this letter regarding the post-hearing deadlines for IRM to satisfy. Below are those deadlines followed by comments by the Consumer Advocate. If the comment is in **blue**, the Consumer Advocate has questions or has identified additional information required for the Company to fully comply. If the comment is in **green**, the Consumer Advocate believes IRM to be in compliance.

- 1.a. The deed and/or easements for all the land and ownership rights to the wastewater system within fifteen (15) days of being issued and before the first customer is connected to the wastewater system, as set for in the contract submitted by Limestone Water Utility Operating Company, LLC, with the Commission. **The Consumer Advocate could not locate this information in the Docket. Therefore, it appears this information is not yet available. Is this correct?**

¹ *Order Amending Certificate of Convenience and Necessity*, TPUC Docket No. 23-00036 (January 26, 2024).

- 1.b. Certification from an engineer that Limestone Water Utility Operating Company, LLC, has sufficient capacity to serve the additional customers at the Nash Ridge development prior to new customers being connected to the system. [The Consumer Advocate could not locate this information in the Docket. Therefore, it appears this information is not yet available. Is this correct?](#)
- 1.c. Copies of all necessary Tennessee Department of Environment and Conservation approved documents relating to the Nash Ridge Development, if any, prior to new customers being connected to the system. [The Consumer Advocate could not locate this information in the Docket. Therefore, it appears this information is not yet available. Is this correct?](#)
- 1.d. A copy of the as-built plans with signed certification by Limestone Water Utility Operating Company, LLC, indicating the wastewater system has been inspected and is approved to begin operation. [The Consumer Advocate could not locate this information in the Docket. Therefore, it appears this information is not yet available. Is this correct?](#)
- 1.e. A copy of the signed plat once the area of development is approved by the City and/or County government within fifteen (15) days of being issued and before the first customer is connected to the wastewater system. [The Consumer Advocate could not locate this information in the Docket. Therefore, it appears this information is not yet available. Is this correct?](#)

The Commission also required an initial compliance status report to be filed six months after the written order was issued and follow-up compliance status reports to be filed every three months thereafter. The Commission's specific language is as follows:

- 2. Limestone Water Utility Operating Company, LLC. is directed to file a report in this docket demonstrating its compliance with the filing of the above referenced documents. If the required documentation is not filed within six (6) months of this order, then Limestone Water Utility Operating Company, LLC. is directed to file a report on the status of the provision of wastewater service to the Nash Ridge Subdivision as well as the status of the filing of required documentation. The compliance report shall be updated every three (3) months until installation of the wastewater system is complete. [The Consumer Advocate reviewed the status update filed on July 25, 2024, in the Docket.](#)

Please review the requirements and comments set forth above. The Consumer Advocate thanks you for your time and attention to this request. If you have questions, please contact me at (615) 741-2357.

Respectfully,



Karen H. Stachowski
Deputy Attorney General

cc: Kelly Cashman-Grams, TPUC