

It has been communicated to Mr. Powell in previous dockets that petitions filed with the Commission must be filed by an attorney. The Attorney General stated in a letter to Earl Taylor dated January 9, 2017, “Mr. Powell’s acts of drafting, signing, and filing a Petition on behalf of a business entity to initiate a hearing before the Tennessee Public Utility Commission (TPUC) constitutes the practice of law because the drafting of court pleadings requires a lawyer’s professional judgment.” Further, the Hearing Officer stated in his Order in TPUC Docket No. 08-00202 that “...because Mr.

Powell is not an attorney, his participation does not allow him to perform any act that requires the professional judgment of a lawyer.” Mr. Powell was mailed a copy of the Attorney General’s letter, he should be aware of the Order issued in Docket No. 08-00202, and similar Notices have been issued in Docket Nos. 17-00120, 20-00109, 21-00001, and an *Order Requiring Superior to Obtain Counsel* was issued in Docket No. 21-00086. Mr. Powell was sent copies of all of these filings.

The Hearing Officer finds that Mr. Powell has been informed on many occasions that an attorney is required to file a Petition on behalf of and to represent Superior in proceedings before the Commission, yet he filed the *Petition* in this matter for Superior, without an attorney. Therefore, the Hearing Officer concludes the *Petition* should be dismissed without prejudice.

IT IS THEREFORE ORDERED THAT:

The *Petition of Superior Wastewater Systems, LLC to Amend Existing Service Territory in Williamson County* is dismissed without prejudice, and the docket is closed.


Monica Smith-Ashford, Hearing Officer