

November 29, 2023

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VIA ELECTRONIC FILING

Hon. Herbert H. Hilliard, Chairman
c/o Ectory Lawless, Docket Room Manager
Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243
TPUC.DocketRoom@tn.gov

**RE: *Joint Petition of Tennessee-American Water Company and Catoosa Utility
District Authority for Approval of a Special Contract, Docket No. 23-00066***

Dear Chairman Hilliard:

Since the submission of the Joint Petition of Tennessee-American Water Company (“TAWC”) and Catoosa Utility District Authority (“CUDA”) for Approval of a Special Contract in the above-referenced matter on September 5, 2023, TAWC, CUDA and the Consumer Advocate Division of the Tennessee Attorney General’s Office (“Consumer Advocate” or “CA”) have been involved in cooperative discussions and have exchanged various information related to the Joint Petition. With the recent submission of the CA’s Pre-Filed Testimony of William H. Novak, the parties hereby jointly represent that there are no outstanding procedural matters requiring resolution by the Hearing Officer.

Moreover, after considering the entire record, including TAWC’s responses to discovery, it is the joint position of the parties that this matter is ripe for consideration on the merits by the Tennessee Public Utility Commission (“TPUC” or “Commission”). At this time, there remain no outstanding disputes between the parties with respect to this docket, as clarified by and through discovery, the parties’ communications and pre-filed testimony. As reflected in the Pre-filed Testimony of Mr. Novak and the Pre-filed Testimony of TAWC’s Witness Grady Stout, there are no contested issues between the parties on the merits of the Joint Petition, and it is the position of the parties that this matter should be resolved in favor of the positions set forth in the Joint Petition, consistent with the pre-filed testimony of the parties. Consistent with agency practice, the parties hereby jointly request that the entire official record in this docket, including discovery, be made a part of the evidentiary record.

With the foregoing in mind, unless otherwise requested by the Commission, the parties hereby waive both opening statements and the live presentation of testimony, including summaries of pre-filed testimony. TAWC Witness Stout and CA Witness Novak will be available at the

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Hon. Herbert H. Hilliard, Chairman

November 29, 2023

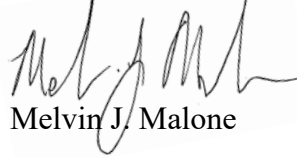
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Hearing on the merits. Further, other than follow-up and/or clarifying questions in response to questions of any witness by a TPUC Commissioner or TPUC Staff, TAWC waives cross-examination of Mr. Novak, and the CA waives cross-examination of Mr. Stout.

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.

Very truly yours,

BUTLER SNOW LLP

A handwritten signature in black ink, appearing to read "Melvin J. Malone", is written over a light gray rectangular background.

Melvin J. Malone

clw

cc: Bob Lane & Grady Stout, TAWC
Randall Crawford, CUDA
Karen H. Stachowski, Consumer Advocate Division
Shilina B. Brown, Consumer Advocate Division

CERTIFICATE OF SERVICE

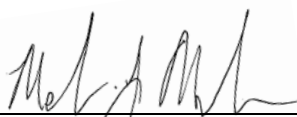
I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail or electronic mail upon:

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This the 29th day of November 2023.



Melvin J. Malone