

# BUTLER | SNOW

April 9, 2024

**VIA ELECTRONIC FILING**

Hon. Herbert H. Hilliard, Chairman  
c/o Ectory Lawless, Docket Room Manager  
Tennessee Public Utility Commission  
502 Deaderick Street, 4<sup>th</sup> Floor  
Nashville, TN 37243  
[TPUC.DocketRoom@tn.gov](mailto:TPUC.DocketRoom@tn.gov)

Electronically Filed in TPUC Docket  
Room on April 9, 2024 at 1:36 p.m.

**RE: *Joint Application of Limestone Water Utility Operating Company, LLC, and Cumberland Basin Wastewater Systems, LLC, for Approval of the Acquisition of and to Operate the Wastewater System of Cumberland Basin Wastewater Systems, LLC, and to Issue a Certificate of Public Convenience and Necessity, TPUC Docket No. 23-00077***

Dear Chairman Hilliard:

Attached for filing please find *Cumberland Basin Wastewater Systems, LLC's Supplemental Responses to the Consumer Advocate's First Set of Discovery Requests* in the above-referenced docket. The discovery verification will be filed with TPUC as soon as possible.

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.

Sincerely,

BUTLER SNOW LLP



Katherine Barnes

clw

Attachment

cc: Russ Mitten, Limestone Water Utility Operating Company, LLC  
Tim Huddleston, Cumberland Basin Wastewater Systems, LLC  
David Woodsmall, Central States Water Resources  
Shilina B. Brown, Consumer Advocate Division  
Victoria B. Glover, Consumer Advocate Division

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BUTLER SNOW LLP

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

<b>IN RE:</b>	)	
	)	
<b>JOINT APPLICATION OF LIMESTONE</b>	)	
<b>WATER UTILITY OPERATING</b>	)	
<b>COMPANY, LLC AND CUMBERLAND</b>	)	
<b>BASIN WASTEWATER SYSTEMS, LLC</b>	)	
<b>FOR APPROVAL OF THE</b>	)	<b>DOCKET NO. 23-00077</b>
<b>ACQUISITION OF AND TO OPERATE</b>	)	
<b>THE WASTEWATER SYSTEM OF</b>	)	
<b>CUMBERLAND BASIN WASTEWATER</b>	)	
<b>SYSTEMS, LLC, AND TO ISSUE A</b>	)	
<b>CERTIFICATE OF PUBLIC</b>	)	
<b>CONVENIENCE AND NECESSITY</b>	)	

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**CUMBERLAND BASIN WASTEWATER SYSTEMS, LLC’S SUPPLEMENTAL  
RESPONSES TO CONSUMER ADVOCATE’S FIRST SET OF DISCOVERY  
REQUESTS**

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Cumberland Basin Wastewater Systems, LLC (“Cumberland Basin”), by and through counsel, hereby submits its Supplemental Responses to the First Set of Discovery Requests propounded by the Consumer Advocate Division of the Attorney General’s Office (“Consumer Advocate”). Cumberland Basin incorporates by reference its General Objections into these Supplemental Responses.

**SUPPLEMENTAL RESPONSES TO FIRST SET OF DISCOVERY REQUESTS**

**1-10.** Does Cumberland Basin intend to transfer the balance of the Escrow account(s) at closing?

If not, provide an explanation for the Company’s rationale for retaining the balance of the Escrow account(s).

**RESPONSE:** Cumberland Basin will transfer the balance of the escrow account at closing.

- 1-11.** Refer to the Company's 2022 Annual Report. Specifically, refer to page SU-2. Provide the general ledger detail supporting the escrow balance shown. Additionally, provide a narrative response describing why the assets recorded to the escrow account do not equal the liabilities recorded to escrow.

**RESPONSE:** Please refer to the General Ledger in CONFIDENTIAL Attachment DR 1-5, filed with Cumberland Basin's initial discovery responses. Specifically, please see accounts 132.1–Escrow Deposits and 235.1–Escrow Liabilities for the detail supporting the escrow balances shown in the 2022 Annual Report. Escrow is funded from a portion of the revenues collected for service. Per its approved tariff, Cumberland Basin collects \$7.03/month from customers at The Bluffs at Cumberland Cove and \$14.94/month from customers at Genesis Village Estates, which are deposited annually into the escrow account for each system. When Cumberland Basin receives the Annual Report for the preceding year each March, it makes a deposit to match the escrow liabilities. If you refer to Cumberland Basin's 2021 Annual Report, page SU-2, the liabilities of \$5,568.73 were deposited into the escrow account in March 2022 as shown in the 2022 Annual Report.

- 1-15.** Confirm that the Security Deposits currently held by Cumberland Basin for customers will be transferred as part of the sale. If not confirmed, provide an explanation for the Company's rationale for not transferring the held Security Deposits.

**RESPONSE:** Confirmed.

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:

Shilina B. Brown, Esq.  
Assistant Attorney General  
Office of the Tennessee Attorney General  
Consumer Advocate Division  
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Victoria B. Glover, Esq.  
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This the 9<sup>th</sup> day of April 2024.

  
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Katherine Barnes