

October 14, 2024

**VIA ELECTRONIC FILING**

Electronically Filed in TPUC Docket  
Room on October 14, 2024 at 11:28 a.m.

Hon. David Jones, 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)

**RE: *Petition of Tennessee-American Water Company to Modify Tariff, Change and Increase Charges, Fees, and Rates, and for Approval of a General Rate Increase, TPUC Docket No. 24-00032***

Dear Chairman Jones:

Attached for filing please find *Tennessee-American Water Company's Supplemental Response to First Set of Discovery Requests of the Consumer Advocate* in the above-captioned matter.

As required, the original plus four (4) hard copies will follow. 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



Melvin J. Malone

clw

Attachment

cc: Bob Lane, TAWC  
Shilina Brown, Consumer Advocate Division  
Victoria Glover, Consumer Advocate Division  
Phillip Noblett, City of Chattanooga  
Frederick Hitchcock, City of Chattanooga  
Scott Tift, UWUA

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

**PETITION OF TENNESSEE-  
AMERICAN WATER COMPANY TO  
MODIFY TARIFF, CHANGE AND  
INCREASE CHARGES, FEES, AND  
RATES, AND FOR APPROVAL OF A  
GENERAL RATE INCREASE**

**DOCKET NO. 24-00032**

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**TENNESSEE-AMERICAN WATER COMPANY’S SUPPLEMENTAL RESPONSE  
TO FIRST SET OF DISCOVERY REQUESTS OF THE CONSUMER ADVOCATE**

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Tennessee-American Water Company (“TAWC”), by and through counsel, hereby submits its Supplemental Response to First Set of Discovery Requests propounded by the Consumer Advocate Division of the Attorney General’s Office (“Consumer Advocate”).

**GENERAL OBJECTIONS**

1. TAWC objects to all requests that seek information protected by the attorney-client privilege, the work-product doctrine and/or any other applicable privilege or restriction on disclosure.
2. TAWC objects to the definitions and instructions accompanying the requests to the extent the definitions and instructions contradict, are inconsistent with, or impose any obligations beyond those required by applicable provisions of the Tennessee Rules of Civil Procedure or the rules, regulations, or orders of the Tennessee Public Utility Commission (“TPUC” or “Authority”).
3. The specific responses set forth below are based on information now available to TAWC, and TAWC reserves the right at any time to revise, correct, add to or clarify the objections or responses and supplement the information produced.

4. TAWC objects to each request to the extent that it is unreasonably cumulative or duplicative, speculative, unduly burdensome, irrelevant or seeks information obtainable from some other source that is more convenient, less burdensome or less expensive.

5. TAWC objects to each request to the extent it seeks information outside TAWC's custody or control.

6. TAWC's decision, now or in the future, to provide information or documents notwithstanding the objectionable nature of any of the definitions or instructions, or the requests themselves, should not be construed as: (a) a stipulation that the material is relevant or admissible, (b) a waiver of TAWC's General Objections or the objections asserted in response to specific discovery requests, or (c) an agreement that requests for similar information will be treated in a similar manner.

7. TAWC objects to those requests that seek the identification of "any" or "all" documents or witnesses (or similar language) related to a particular subject matter on the grounds that they are overbroad and unduly burdensome and exceed the scope of permissible discovery.

8. TAWC objects to those requests that constitute a "fishing expedition," seeking information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence and is not limited to this matter.

9. TAWC does not waive any previously submitted objections to the Consumer Advocate's discovery requests.

**TENNESSEE AMERICAN WATER COMPANY  
TENNESSEE PUBLIC UTILITY COMMISSION  
DOCKET NO. 24-00032  
FIRST DISCOVERY REQUEST OF THE  
CONSUMER ADVOCATE DIVISION**

**Responsible Witness:** John Watkins

**Question:**

1-74. Identify and provide invoice support for all legal costs charged to TAWC in 2023 associated with TPUC Docket No. 19-00103.

**Response:**

Please see the attachment TAW\_R\_CADDR1\_074\_062524\_Attachment for invoice support of the 2023 legal costs associated with Docket No. 19-00103. The table below identifies the associated charges.

<b>Firm &gt; Firm: Short Name</b>	<b>Matter &gt; Practice Group &gt; Practice Group (w/ path)</b>	<b>Matter &gt; Substantive Law &gt; Substantive Law (w/ path)</b>	<b>Invoice Number</b>	<b>Matter &gt; Matter ID</b>	<b>Billed Amt by Billing Period Law Firm Start Date</b>	<b>Billing Period End Date</b>
Butler Snow	Rates & Regulatory	Regulatory/Com pliance	1036958 2	2019006 28	\$14,763.75 USD	01/01/2023 01/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Com pliance	1037262 0	2019006 28	\$8,813.00 USD	02/01/2023 02/28/2023
Butler Snow	Rates & Regulatory	Regulatory/Com pliance	1037674 2	2019006 28	\$6,619.50 USD	03/01/2023 03/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Com pliance	1037889 7	2019006 28	\$10,764.00 USD	04/01/2023 04/30/2023
Butler Snow	Rates & Regulatory	Regulatory/Com pliance	1038360 2	2019006 28	\$24,804.00 USD	05/01/2023 05/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Com pliance	1038619 3	2019006 28	\$17,208.85 USD	05/01/2023 06/30/2023
Butler Snow	Rates & Regulatory	Regulatory/Com pliance	1038943 8	2019006 28	\$9,568.00 USD	07/01/2023 07/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Com pliance	1039390 6	2019006 28	\$10,608.00 USD	08/01/2023 08/31/2023

Butler Snow	Rates & Regulatory	Regulatory/Compliance	10398337	201900628	\$9,100.00 USD	09/01/2023	09/30/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10402041	201900628	\$2,496.00 USD	10/01/2023	10/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10405743	201900628	\$3,172.00 USD	11/01/2023	11/30/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10409840	201900628	\$3,952.00 USD	12/01/2023	12/31/2023
<b>Total</b>					<b>\$121,869.10 USD</b>		

### Supplemental Response:

First, the Company has identified the following two errors in the chart originally submitted: (1) invoice number 10386193, dated 05/01/23 has an actual, correct start date of 06/01/23; and (2) invoice number 10386193 shows a total amount of \$17,208.85, while the correct total amount is \$17,199.50. The revised, corrected original chart is set forth below, which matches the invoices in the attachment to the original response:

<b>Firm &gt; Firm: Short Name</b>	<b>Matter &gt; Practice Group &gt; Practice Group (w/ path)</b>	<b>Matter &gt; Substantive Law &gt; Substantive Law (w/ path)</b>	<b>Invoice Number</b>	<b>Matter &gt; Matter ID</b>	<b>Billed Amt by Billing Period Law Firm Start Date</b>	<b>Billing Period End Date</b>
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10369582	201900628	\$14,763.75 USD	01/01/2023 01/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10372620	201900628	\$8,813.00 USD	02/01/2023 02/28/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10376742	201900628	\$6,619.50 USD	03/01/2023 03/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10378897	201900628	\$10,764.00 USD	04/01/2023 04/30/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10383602	201900628	\$24,804.00 USD	05/01/2023 05/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10386193	201900628	\$17,199.50 USD	06/01/2023 06/30/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10389438	201900628	\$9,568.00 USD	07/01/2023 07/31/2023

Butler Snow	Rates & Regulatory	Regulatory/Compliance	10393906	201900628	\$10,608.00 USD	08/01/2023	08/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10398337	201900628	\$9,100.00 USD	09/01/2023	09/30/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10402041	201900628	\$2,496.00 USD	10/01/2023	10/31/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10405743	201900628	\$3,172.00 USD	11/01/2023	11/30/2023
Butler Snow	Rates & Regulatory	Regulatory/Compliance	10409840	201900628	\$3,952.00 USD	12/01/2023	12/31/2023
<b>Total</b>					<b>\$121,859.75 USD</b>		

Second, the Company has learned that each of the invoices previously provided in this response contain legal fees for multiple TAWC legal matters. As shown below, a review of those invoices reveals that the 2023 legal fees related solely to TPUC Docket No. 19-00103 were \$56,368.00. The remaining \$65,491.75 can be broken down into 3 categories, the Capital Recovery Riders (“CRRs”), CCR Reconciliation (“Recon”), and the Production Cost and Other Pass Throughs (“PCOP”).

2023	19-00103	CRRs	Recon	PCOP	TOTALS
January	\$ 8,372.00	\$ -	\$ -	\$ 6,391.75	\$ 14,763.75
February	\$ 1,196.00		\$ 4,341.00	\$ 3,276.00	\$ 8,813.00
March	\$ 2,392.00	\$ 334.50	\$ 2,102.50	\$ 1,790.50	\$ 6,619.50
April	\$ 2,496.00	\$ -	\$ 6,188.00	\$ 2,080.00	\$ 10,764.00
May	\$ 8,788.00	\$ 2,288.00	\$ 9,724.00	\$ 4,004.00	\$ 24,804.00
June	\$ 6,032.00	\$ -	\$ 10,907.50	\$ 260.00	\$ 17,199.50
July	\$ 5,148.00	\$ -	\$ 4,160.00	\$ 260.00	\$ 9,568.00
August	\$ 7,176.00	\$ -	\$ 3,432.00	\$ -	\$ 10,608.00
September	\$ 8,528.00	\$ -	\$ 572.00	\$ -	\$ 9,100.00
October	\$ 2,288.00	\$ -	\$ 208.00	\$ -	\$ 2,496.00
November	\$ -	\$ -	\$ 3,172.00	\$ -	\$ 3,172.00
December	\$ 3,952.00	\$ -	\$ -	\$ -	\$ 3,952.00
<b>TOTALS</b>	<b>\$ 56,368.00</b>	<b>\$ 2,622.50</b>	<b>\$ 44,807.00</b>	<b>\$ 18,062.25</b>	<b>\$ 121,859.75</b>

## 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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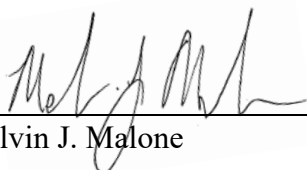
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*Union Counsel*

This the 14<sup>th</sup> day of October 2024.

  
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Melvin J. Malone