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April 1, 2026

**VIA ELECTRONIC FILING**

Electronically Filed in TPUC Docket Room on April 1, 2026 at 2:16 p.m.

Hon. David Jones, Chairman  
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 Limestone Water Utility Operating Company, LLC to Increase Charges, Fees and Rates and for Approval of a General Rate Increase and Consolidated Rates [Phase 2 Increase], TPUC Docket No. 24-00044***

Dear Chairman Jones:

Attached for filing please find *Limestone Water Utility Operating Company, LLC's Discovery Requests to the Consumer Advocate Division* in the above-captioned matter.

As required, 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

Attachments

cc: Russ Mitten, Central States Water Resources  
Dave Woodsmall, Central States Water Resources  
Karen H. Stachowski, Consumer Advocate Division  
Vance L. Broemel, Consumer Advocate Division  
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BUTLER SNOW LLP

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

**PETITION OF LIMESTONE WATER )  
UTILITY OPERATING COMPANY, )  
LLC, TO INCREASE CHARGES, FEES )  
AND RATES AND FOR APPROVAL )  
OF A GENERAL RATE INCREASE )  
AND CONSOLIDATED RATES )  
[PHASE 2 INCREASE] )**

**DOCKET NO. 24-00044**

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**LIMESTONE WATER UTILITY OPERATING COMPANY, LLC’S  
DISCOVERY REQUESTS TO THE CONSUMER ADVOCATE DIVISION**

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Limestone Water Utility Operating Company, LLC (“Limestone”) respectfully submits the following discovery requests to the Consumer Advocate Division of the Tennessee Attorney General’s Office (“CAD”). Pursuant to the Order Granting Consumer Advocate’s Motion and Establishing Procedural Schedule, the responses are to be produced at the office of the undersigned counsel, Melvin Malone, at Butler Snow LLP, 1320 Adams Street, Suite 1400, Nashville, Tennessee 37208, on April 7, 2026.

**INSTRUCTIONS**

As used herein, “Documents” include all correspondence, memoranda, notes, e-mail, maps, drawings, surveys or other written or recorded materials, whether external or internal, of every kind or description in the possession of or accessible to the CAD, its witnesses or counsel.

A. Please identify by name, title, position and responsibility the person or persons answering each of these discovery requests for information.

B. These requests shall be deemed continuing so as to require further and supplemental responses if the CAD receives or generates additional information within the scope of these requests between the time of the response and the time of any hearing conducted herein.

C. To the extent that the specific document, workpaper or information as requested does not exist, but a similar document, workpaper or information does exist, provide the similar document, workpaper or information.

D. To the extent that any request may be answered by way of a computer printout, spreadsheet or other form of electronic media, please identify each variable contained in the document or file which would not be self-evident to a person not familiar with the document or file.

E. If the CAD has objections to any request on the grounds that the requested information is proprietary in nature, or for any other reason, please notify the undersigned counsel for Limestone as soon as possible.

F. For any document withheld on the ground of privilege, state the following: date; author; addressee; indicated or blind copies; all persons to whom distributed, shown or explained; and the nature and legal basis for the privilege asserted.

G. In the event any document requested has been destroyed or transferred beyond the control of the CAD or any of its witnesses, state: the identity of the person by whom it was destroyed or transferred and the person authorizing the destruction or transfer; the time, place and method of destruction or transfer; and the reason(s) for its destruction or transfer. If destroyed or transferred by reason of a document retention policy, describe in detail the document retention policy.

H. If a document responsive to a request is a matter of public record, please produce a copy of the document rather than refer Limestone to the record where the document is located.

## **DISCOVERY REQUESTS**

**DISCOVERY REQUEST NO. 1:** To the extent not previously provided, please provide electronic copies (on USB) of all tables, charts, diagrams, schedules, and exhibits (collectively, “Exhibits”) contained in the testimony of all witnesses for the CAD. Please include all workpapers, schedules, underlying computations and supporting documentation used and relied upon by each witness in the preparation of his testimony, including the preparation of all Exhibits. Please provide all electronic spreadsheets with cell formulas, cell references, macros and VBA code intact.

### **RESPONSE:**

**DISCOVERY REQUEST NO. 2:** To the extent not previously provided, please provide copies of all schedules and underlying computations and workpapers developed in the analysis by the CAD and/or its witnesses of Limestone’s requested rate increase in electronic spreadsheet format with all formulas intact. This request includes, but is not limited to, the analyses of the revenue requirement components and computations, including all ratemaking adjustments to the historic and forecasted data, and the cost of service model.

### **RESPONSE:**

**DISCOVERY REQUEST NO. 3:** Which recommendations offered by the Consumer Advocate’s witnesses would modify any rate design, allocation, or determinations previously approved by the Commission in Phase 1 of this case? For each recommendation identified in the response to the previous question, state what modification(s) the Consumer Advocate proposes and the justification for each.

### **RESPONSE:**

**DISCOVERY REQUEST NO. 4:** Explain how any recommendations proposed by the Consumer Advocate that require water-usage-based adjustments would be implemented for commercial customers where water usage data is incomplete, estimated, seasonal, or not representative of sewer loading or usage.

**RESPONSE:**

**DISCOVERY REQUEST NO. 5:** Identify each Tennessee statute, Commission rule, or Commission order that requires a water utility to provide customer-specific water usage data to a separate sewer-only utility operating in the water utility’s service area.

**RESPONSE:**

**DISCOVERY REQUEST NO. 6:** Prior to Limestone’s creation and dissemination of the formula-based spreadsheet provided on March 23, 2026, (in response to Consumer Advocate data requests 1-8 and 1-18) identify each concern regarding “transparency” of information the Consumer Advocate expressed. Do those concerns remain following that production? What additional information would Limestone need to produce to eliminate the Consumer Advocate’s concerns?

**RESPONSE:**

**DISCOVERY REQUEST NO. 7:** Produce all information relied upon by any Consumer Advocate witness for any expressed concern that the 2020 design criteria utilized by Limestone

are no longer valid. Include copies of all documents, publications, correspondence, analyses, or data any Consumer Advocate witness relied on as support for that position.

**RESPONSE:**

**DISCOVERY REQUEST NO. 8:** In testimony, the Consumer Advocate witness(es) state that billing determinants approved in Phase 1 should be used for Phase 2 rate design. Explain how that position is consistent with the Commission’s directive that for purposes of setting rates in Phase 2 it will need updated information from Limestone, including, but not limited to, the latest available monthly billing determinants by system.

**RESPONSE:**

**DISCOVERY REQUEST NO. 9:** If updated billing determinants the Commission directed Limestone to provide differ from Phase 1 billing determinants because of factors including customer growth, customer attrition, or updated information, explain whether Mr. Novak believes the Commission intended Limestone to ignore such changes when implementing Phase 2 rates. Provide the basis for that belief.

**RESPONSE:**

**DISCOVERY REQUEST NO. 10:** In testimony, Mr. Novak states that the use of Equivalent Residential Units (“ERUs”) for commercial sewer rate design “was never presented in evidence by any party.” Identify all materials in this docket, including those submitted in the underlying general rate case, that enabled him to make that statement. Prior to filing his testimony in this case, did Mr. Novak review the Direct Testimony of Aaron Silas filed July 16, 2024, including pages

19–21 and Petitioner’s Exhibits AJS-3 and AJS-4, which describe the ERU methodology and supporting design criteria. If not, explain why those materials were excluded from Mr. Novak’s review.

**RESPONSE:**

**DISCOVERY REQUEST NO. 11:** Identify any data request propounded by the Consumer Advocate in the general rate case related to ERUs, including but not limited to Data Request No. 2-18. Identify which of those data request responses Mr. Novak reviewed prior to concluding “the use of ERU’s for commercial rate design had not been discussed or included as evidence by any party prior to the Commission’s deliberation in this case.”

**RESPONSE:**

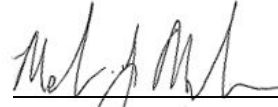
**DISCOVERY REQUEST NO. 12:** Explain how Mr. Novak’s recommendation to freeze commercial sewer rates pending further investigation is consistent with the Commission’s decision that in Phase 2 of this case Limestone “will recover the remaining revenue deficiency, which will approximately equal the first phase rate increase.”

**RESPONSE:**

**DISCOVERY REQUEST NO. 13:** State whether the Consumer Advocate witness is aware that, in the Aqua Utilities service area—where Limestone owns both the water and sewer systems and where customer-specific water usage is metered and available—the Commission approved a flat monthly sewer rate rather than a usage-based sewer rate.

**RESPONSE:**

Respectfully submitted,



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*Attorneys for Limestone Water Utility  
Operating Company, LLC*

CERTIFICATE OF SERVICE

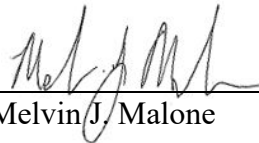
I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail or electronic mail upon:

Karen H. Stachowski, Esq.  
Deputy Attorney General  
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Consumer Advocate Division  
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Vance L. Broemel, Esq.  
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This the 1<sup>st</sup> day of April 2026.

  
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Melvin J. Malone