

**IN THE TENNESSEE PUBLIC UTILITY COMMISSION
AT NASHVILLE, TENNESSEE**

IN RE:

**PETITION OF TENNESSEE-AMERICAN
WATER COMPANY REGARDING THE
2025 PRODUCTION COSTS AND OTHER
PASS-THROUGHS RIDER**

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DOCKET NO. 25-00002

**CONSUMER ADVOCATE’S MOTION FOR LEAVE TO FILE SUPPLEMENTAL
TESTIMONY OF WILLIAM H. NOVAK**

The Consumer Advocate Division of the Office of the Attorney General (“Consumer Advocate”) hereby moves for leave to file the Supplemental Testimony of William H. Novak on the issue of the Production Costs and Other Pass-Throughs (“PCOP”) on the ground that the Tennessee Public Utility Commission’s *Order Setting Utility Rates*¹ of April 21, 2025 in TPUC Docket No. 24-00032 adopts a new base rate revenue amount of \$71,219,856. This base revenue amount of \$71,219,856 did not exist in any Commission Order at the time of William H. Novak’s pre-filed testimony. Also in the *Order Setting Utility Rates*, the Commission rejected TAWC’s argument about a distinction of between “unaccounted for water” and “non-revenue water,” and it reconfirmed the 15% standard for lost and unaccounted for water first adopted in the 2008 rate case.² Accordingly, the Consumer Advocate respectfully requests the Commission to grant this Motion.

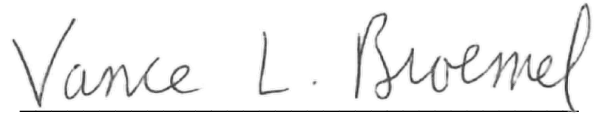
A copy of the Supplemental Testimony is attached.

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¹ *Order Setting Utility Rates*, p. 17, TPUC Docket No. 24-00032 (April 21, 2025).

² *Id.* at p. 21.

RESPECTFULLY SUBMITTED,

A handwritten signature in black ink that reads "Vance L. Broemel". The signature is fluid and cursive, with the first name "Vance" being the most prominent.

VANCE L. BROEMEL (BPR No. 011421)

Managing Attorney

Office of the Tennessee Attorney General

Consumer Advocate Division

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TPUC Docket No. 25-00002

Consumer Advocate's Motion for Supplemental Testimony

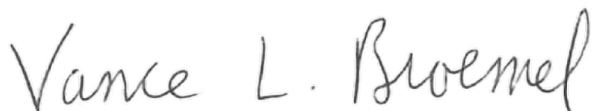
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via electronic mail provided upon:

Melvin J. Malone
Butler Snow LLP
The Pinnacle at Symphony Place
150 3rd Avenue South, Suite 1600
Nashville, TN 37201
melvin.malone@butlersnow.com

Robert C. Lane
Director, Rates and Regulatory – Tennessee and Kentucky
Tennessee-American Water Company
109 Wiehl Street
Chattanooga, TN 37403
Bob.Lane@amwater.com

This the 24th day of April, 2025.



VANCE L. BROEMEL

Managing Attorney

**BEFORE
THE TENNESSEE PUBLIC UTILITY COMMISSION**

PETITION OF TENNESSEE-AMERICAN
WATER COMPANY REGARDING THE 2025
PRODUCTION COSTS AND OTHER PASS-
THROUGHS RIDER

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Docket No. 25-00002

**SUPPLEMENTAL TESTIMONY
of
WILLIAM H. NOVAK**

**ON BEHALF OF

THE CONSUMER ADVOCATE DIVISION
OF THE
OFFICE OF THE TENNESSEE ATTORNEY GENERAL**

April 24, 2025

1 ***Q1. PLEASE STATE YOUR NAME, BUSINESS ADDRESS AND***
2 ***OCCUPATION FOR THE RECORD.***

3 A1. My name is William H. Novak. My business address is 19 Morning Arbor Place,
4 The Woodlands, TX, 77381. I am the President of WHN Consulting, a utility
5 consulting and expert witness services company.

6
7 ***Q2. ARE YOU THE SAME WILLIAM H. NOVAK WHO PRESENTED PRE-***
8 ***FILED TESTIMONY IN THIS DOCKET?***

9 A2. Yes.

10
11 ***Q3. WHAT IS THE PURPOSE OF YOUR SUPPLEMENTAL TESTIMONY?***

12 A3. The purpose of my supplemental testimony is to address the revised Production
13 Costs and Other Pass-Throughs (“PCOP”) surcharge percentage to reflect the new
14 base rate revenue adopted in the Commission’s April 21, 2025, Order in Docket
15 No. 24-00032. This new base revenue amount of \$71,219,856 did not exist in any
16 Commission Order at the time my pre-filed testimony was filed in this Docket.

17
18 ***Q4. WHAT IS THE IMPACT OF THIS CHANGE IN THE BASE RATE***
19 ***REVENUE ON THE PCOP SURCHARGE PERCENTAGE?***

20 A4. As shown below on Table 1, updating the base rate revenue to the new rate case
21 amount changes the PCOP surcharge from 4.44% to 3.02%.

22

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AFFIDAVIT

I, William Novak, on behalf of the Consumer Advocate Division of the Attorney General's Office hereby certify that the attached Supplemental Testimony represents my opinion in the above-referenced case and the opinion of the Consumer Advocate Division.


WILLIAM H. NOVAK

Sworn to and subscribed before me

This 24th day of April, 2025.





NOTARY PUBLIC

My Commission Expires:

1/31/2027.