

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION**

**NASHVILLE, TENNESSEE**

**October 29, 2025**

**IN RE:** )  
 )  
**APPLICATION OF TWO RIVERS UTILITY,** )  
**LLC FOR A CERTIFICATE OF PUBLIC** ) **DOCKET NO. 25-00073**  
**CONVENIENCE AND NECESSITY TO SERVE** )  
**THE CANTERBURY MANOR SUBDIVISION IN** )  
**FAYETTE COUNTY, TENNESSEE** )

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**ORDER ON OCTOBER 23, 2025 STATUS CONFERENCE  
AND ESTABLISHING PROCEDURAL SCHEDULE**

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This matter came before the Administrative Judge during a Status Conference held via videoconference on October 23, 2025, on the *Application of Two Rivers Utility, LLC for a Certificate of Public Convenience and Necessity* (“*Application*”). The Status Conference was held to discuss the Procedural Schedule and other issues related to the progress of this docket.

**PROTECTIVE ORDER**

During the status conference, Two Rivers Utility, LLC (“Two Rivers” or “Applicant”) requested that a Protective Order be entered concerning confidential information. Subsequent to the status conference, Two Rivers filed a Proposed Protective Order.<sup>1</sup> The Consumer Advocate Division of the Office of the Tennessee Attorney General (“Consumer Advocate”) filed an email on the same date indicating that it had no objection to Two Rivers’ Proposed Protective Order and would not file a competing proposed order. Therefore, the Administrative Judge finds that a protective order is reasonable in consideration of the matters at issue in this docket. Therefore, the Administrative Judge is entering a Protective Order, filed contemporaneously herewith.

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<sup>1</sup> *Two Rivers Utility, LLC Proposed Protective Order* (October 23, 2025).

## PROCEDURAL SCHEDULE

The Parties were unable to come to an agreement on the procedural schedule and each filed a proposed schedule. The schedule proposed by Two Rivers targets a December 2025 hearing on its *Application*.<sup>2</sup> In support of this schedule, Two Rivers stated during the status conference that the development has reached a stage where progress cannot go forward until the Commission issues a Certificate of Public Convenience and Necessity (“CCN”) and that weather limitation present difficulty if the hearing is delayed beyond December.

The Consumer Advocate’s schedule targets a March 2026 hearing.<sup>3</sup> The Consumer Advocate argued that Two Rivers had yet to respond to the Minimum Filing Requirements letter issued and that the Consumer Advocate needs the opportunity to review relevant documents and materials and to ask questions.

The goal and design of any procedural schedule is to efficiently move the proceedings forward to a hearing and final conclusion on the merits. The procedural schedule should also allow adequate time for Commission Staff to analyze the docket filings, make recommendations to the voting panel of Commissioners, and submit the recommendations to the panel for their timely review and analysis. Nevertheless, a procedural schedule’s effectiveness directly depends on cooperation by the parties in meeting the individual benchmark dates.

The Administrative Judge finds that targeting a December 2025 hearing would not provide sufficient time for the Parties to conduct discovery and prepare a case and for Commission Staff to fully analyze the docket filings. The Administrative Judge further finds that a hearing in February 2026 should provide ample opportunity for the Parties to prepare a case and for Commission Staff to analyze the docket filings and make a recommendation to the panel.

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<sup>2</sup> *Two Rivers Utility LLCs Proposed Procedural Schedule* (October 15, 2025).

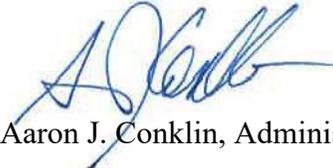
<sup>3</sup> *Consumer Advocate’s Proposed Procedural Schedule* (October 14, 2025).

Therefore, the Administrative Judge hereby establishes the Procedural Schedule set forth in **Exhibit A** attached to this Order.

**REQUEST FOR DELEGATION TO THE ADMINISTRATIVE JUDGE ON THE MERTIS**

During the status conference, Two Rivers offered that it would not oppose the matter being assigned to the Administrative Judge for consideration on the merits of the case. The Consumer Advocate stated that the Commission can delegate if it deems delegation to be appropriate but could not recollect an instance of delegation of this type of matter. The Administrative Judge notes that this docket is currently only delegated for preliminary matters for the purpose of preparing the matter for hearing before the panel of Commissioners.<sup>4</sup> The Administrative Judge has advised the Commission's General Counsel of the request for referral to the panel of Commissioners for consideration.

**IT IS HEREBY ORDERED.**

  
Aaron J. Conklin, Administrative Judge

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<sup>4</sup> *Notice of Administrative Procedure, Delegation of Authority in Contested Case Proceedings* (October 15, 2018).

**EXHIBIT A**  
**PROCEDURAL SCHEDULE**  
**Docket No. 25-00073**  
October 29, 2025

Due Date	Filing/Activity
October 23, 2025	Consumer Advocate's First Discovery Request
November 4, 2025	Applicant's Responses to Consumer Advocate's Discovery Request
November 18, 2025	Consumer Advocate's Second Discovery Request
December 3, 2025	Applicant's Response to Second Discovery Request
December 12, 2025	Consumer Advocate's Pre-Filed Testimony
December 19, 2025	Applicant's First Discovery Request
January 9, 2026	Consumer Advocate's Response to First Discovery Request
January 20, 2026	Applicant's Pre-Filed Rebuttal Testimony
January 29, 2026	Pre-Hearing Motions
February 10, 2026	Pre-Hearing Status Conference
February 17, 2026	<b>Target Hearing Date</b>

- All filings shall be filed in the TPUC docket room by 2:00 p.m. (Central Time) on the date due.
- Nothing herein restricts the parties from participating in additional informal discovery.
- Copies of all discovery exchanged between the parties shall be filed with TPUC within three business days of the exchange of information.
- All spreadsheets shall be filed in Excel format with working formulas intact.
- Any Pre-Filed Testimony should include all supporting worksheets in Excel format with working formulas intact.
- Rebuttal Testimony should be limited only to issues raised in the Consumer Advocate's Direct Testimony and should include the page and line number of the Consumer Advocate's testimony that is being rebutted.