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December 3, 2025

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on December 3, 2025 at 10:29 a.m.

VIA ELECTRONIC FILING

Hon. David Jones, Chairman
c/o Ectory Lawless, Docket Manager
Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243
TPUC.DocketRoom@tn.gov

RE: *Application of Two Rivers Utility, LLC for a Certificate of Public Convenience and Necessity, TPUC Docket No. 25-00073*

Dear Chairman Jones:

Attached for filing please find *Two Rivers Utility, LLC's Response to Consumer Advocate's Second Set of Discovery Requests* in the above-captioned matter.

Please note that Exhibit 28 to the response is being submitted **UNDER SEAL** as **CONFIDENTIAL AND PROPRIETARY**. Both a public version and a nonpublic, **CONFIDENTIAL** version of Exhibit 28 are attached.

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: Craig Chrestman, Two Rivers Utility
Joey Wimberley, Two Rivers Utility
Karen H. Stachowski, Esq., Consumer Advocate

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98520355.v1

4. Two Rivers 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. Two Rivers objects to each request to the extent it seeks information outside Two Rivers' custody or control.

6. Two Rivers' 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 Two Rivers' 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. Two Rivers 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.

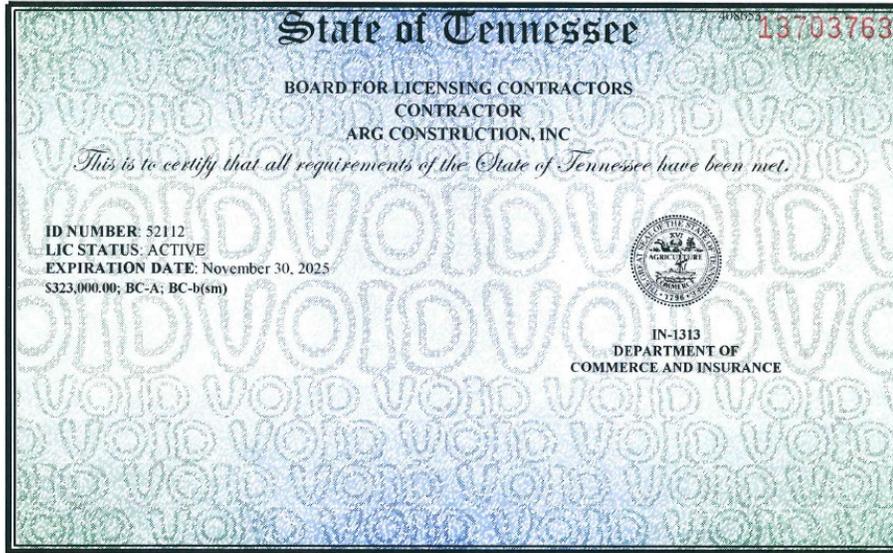
8. Two Rivers objects to those requests that constitute a "fishing expedition," seeking information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence and is not limited to this matter.

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

RESPONSE TO SECOND SET OF DISCOVERY REQUESTS

2-1. Refer to the Company's Response to Consumer Advocate DR No. 1-6 and Exhibit CA DR 1-5; Petition, Collective Exhibit 26, Contractor's license; and the Company's October 23rd

Response to the Consumer Advocates MFR letter, Collective Exhibit 26. For convenience, a copy of the license is provided below:



The Tennessee Department of Commerce and Insurance (“TDCI”) provides a document listing the types of licenses available for contractors. A copy of this TDCI document is attached as Exhibit CA DR 2-1:

<https://www.tn.gov/content/dam/tn/commerce/documents/regboards/contractors/posts/ClassificationOutlineWeb.pdf>). The pertinent part for this Docket is as follows:

VI. MUNICIPAL AND UTILITY CONSTRUCTION (MU) – (BC-B Exam Required)

Municipal and Utility Construction includes all supervision, labor, material and equipment to complete underground piping, water and sewer plants and sewer disposal, grading and drainage, and paving (unless restricted to specific areas named). A commercial (BC-B or BC) is considered an acceptable classification to bid and perform any of the work within these categories, including the MU-B.

Continued →

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MUNICIPAL AND UTILITY CONSTRUCTION (MU) (Exam Required BC-B or BC for full MU or MU-B)

A. Underground Piping (MU-A) (No Exam)

Furnish supervision, labor, material and equipment to complete all underground piping for municipal and utility construction (unless restricted to specific areas names).

1. Gas Distribution and Transmission Lines (MU-A.1)
2. Sewer Lines, Storm Drains, Rehabilitation and Structures (MU-A.2)
3. Waterlines (MU-A.3)
4. Underground Conduit (MU-A.4)

B. Water and Sewer Systems (MU-B or BC-B or BC) – (BC-B or BC Exam Required)

The ARG Construction Inc. construction license is classified as BC-A and BC-b(sm) which are not acceptable classifications to bid and perform work for utility construction. However, the work estimate from ARG Construction Inc. and signed by Doug Swink describes sewer system construction. For convenience, a copy of part of the estimate from Company's October 23rd Response to the Consumer Advocates MFR letter, Collective Exhibit 26 is found below:

AuthentSign ID: A748B8A1-8EAE-F011-8E81-032248330C8D

Arg Construction Company Inc
 11990 Mott St. Arlington Tn 38002
 901-301-5491

TO
Doug Swink
 ☐ 901-826-2700
 dswink@RenDevCo.net

ESTIMATE	DATE	TOTAL
EST0568	10/15/2025	USD [REDACTED]

DESCRIPTION	RATE	QTY	AMOUNT
We will install the septic system for Canterbury phase 3 as designed by Mid South Engineering. This will include all parts, labor and installation of the system. 5000 gallon septic tank, 1500 gallon septic tank, 5000 gallon pump tank and 4200 feet of LPP lines. Once the installation is complete we will have inspected by TDEC. We will have a generator as a back up power source if utilities are disrupted. It will be your responsibility to supply power to the pump and alarm. Price is good for 30 days. Payment is due upon completion. If you would like to proceed please sign the bid and return along with a \$5000.00 dollar deposit.	[REDACTED]	1	[REDACTED]
It will be your responsibility to supply power to electrical panel	\$0.00	1	\$0.00
Post grading our responsibility	\$0.00	1	\$0.00
TOTAL			USD [REDACTED]

Provide an explanation of how ARG Construction Inc., with its BC-A and BC-b(sm) license, can perform construction work on the proposed wastewater system. If you have confirmation from TDCI that ARG Construction Inc. can perform construction work on sewer system construction, provide such confirmation. If ARG Construction Inc. has hired

a subcontractor with a MU-B or BC-B or BC license, provide the name and license of the subcontractor, as well as the agreement/contract with the subcontractor.

RESPONSE: Please find attached the documentation for a new contractor, which has the required BC license. Doug Swink with Renaissance developments has now contracted with Alexander Construction, who will then subcontract Truflo Services to install the system. The executed contract, as well as the license for Alexander Construction, are attached. The **Exhibit 28 Confidential Contractor Agreement** is being submitted **UNDER SEAL** as **CONFIDENTIAL INFORMATION**. The license of Alexander Construction is being submitted as **Exhibit 29**.

Respectfully submitted,



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*Attorneys for Applicant Two Rivers Utility,
LLC*

PUBLIC VERSION

EXHIBIT 28

Confidential Contractor Agreement

EXHIBIT 29

License of Alexander Construction



STATE OF TENNESSEE
DEPARTMENT OF
COMMERCE AND INSURANCE



412600

ALEXANDER CONSTRUCTION LLC

ID NUMBER 65715

LIC STATUS ACTIVE

EXPIRATION DATE March 31, 2026

BOARD FOR LICENSING CONTRACTORS
CONTRACTOR

THIS IS TO CERTIFY THAT ALL REQUIREMENTS
OF THE STATE OF TENNESSEE HAVE BEEN MET

ALEXANDER CONSTRUCTION LLC
305 JAMERSON FARM CV
COLLIERVILLE, TN 38017

State of Tennessee

412600

13899902

BOARD FOR LICENSING CONTRACTORS
CONTRACTOR
ALEXANDER CONSTRUCTION LLC

This is to certify that all requirements of the State of Tennessee have been met.

ID NUMBER: 65715
LIC STATUS: ACTIVE
EXPIRATION DATE: March 31, 2026
\$3,000,000.00; BC



IN-1313
DEPARTMENT OF
COMMERCE AND INSURANCE

BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION
NASHVILLE, TENNESSEE

IN RE:

APPLICATION OF TWO RIVERS
UTILITY, LLC FOR A CERTIFICATE
OF PUBLIC CONVENIENCE AND
NECESSITY

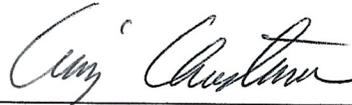
DOCKET NO. 25-00073

VERIFICATION

STATE OF TN)

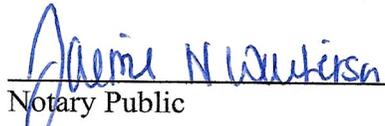
COUNTY OF McNairy)

I, CRAIG CHRESTMAN, being duly sworn, state that I am authorized to testify on behalf of Two Rivers Utility, LLC in the above-referenced docket, that if present before the Commission and duly sworn, verifies that the data requests and discovery responses are accurate to the best of my knowledge.



CRAIG CHRESTMAN

Sworn to and subscribed before me
this 20th day of Dec, 2025.



Notary Public

My Commission expires: 3-18-2029



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
Office of the Tennessee Attorney General
Consumer Advocate Division
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Vance Broemel, Esq.
Managing Attorney
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This the 3rd day of December 2025.



Melvin Malone