

BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION

NASHVILLE, TENNESSEE

March 10, 2026

IN RE:)	
)	
PETITION OF TENNESSEE-AMERICAN WATER)	DOCKET NO.
COMPANY TO ADOPT ANNUAL REVIEW)	25-00089
MECHANISM AND ARM TARIFF PURSUANT TO)	
TENN. CODE ANN. § 65-5-103(d)(6))	

PRE-HEARING ORDER

Pursuant to Tenn. Code Ann. § 4-5-306(d) and Commission Rule 1220-1-2-.12, this matter came before the Administrative Judge of the Tennessee Public Utility Commission (“Commission” or “TPUC”) at Pre-Hearing Conference held via WebEx on March 3, 2026, as noticed on February 26, 2026. The Pre-Hearing Conference was held to establish the orderly conduct of the Hearing on the *Petition of Tennessee-American Water Company to Adopt Annual Review Mechanism and ARM Tariff Pursuant to Tenn. Code Ann. § 65-5-103(d)(6)* (“*Petition*”) scheduled to be held at 11:00 a.m. (CDT) on Monday, March 16, 2026. Tennessee-American Water Company (the “Company,” “TAWC,” or “Tennessee-American”), the City of Chattanooga (the “City” or “COC”), and the Consumer Advocate Division of the Office of the Tennessee Attorney General (“Consumer Advocate”), the parties in this matter, participated in the Pre-Hearing Conference.

Procedural Matters

The following order of the Hearing has been established and agreed upon:

A. NOTICE OF HEARING & PUBLIC COMMENT

On March 5, 2026, a *Notice of Hearing and Deliberations* was issued notifying the public that a Hearing on the *Petition* filed on November 18, 2025, will be held on **March 16, 2026, at 11:00 a.m. CDT**. As was included in the notice, members of the public are encouraged to participate by filing written comments in the docket file and/or presenting verbal comments during the Hearing.

B. OPENING STATEMENTS

Each party is permitted a maximum of 10 minutes to present an opening statement. The parties will present in the following order: TAWC, Consumer Advocate, and the City.

C. EXHIBITS & DOCUMENTS

The parties will provide any demonstrative exhibits related to a witness's pre-filed testimony by **March 10, 2026**. Each party should have its own copy of all exhibits, including those appended to pre-filed testimony, available for reference during the Hearing and is responsible for supplying a sufficient number of copies of any exhibits that it intends to reference or discuss with a witness. A party should use its own judgment and discretion in determining the total number of copies to have on hand, but at a minimum, copies of an exhibit should be provided to the court reporter, each Commissioner on the panel, Legal Staff, and the Utilities Division Director.

D. TECHNOLOGICAL AND OTHER SPECIAL REQUESTS

The Parties were informed to bring any audiovisual presentations loaded on their laptops and they would receive any necessary assistance in the Hearing Room.

E. WITNESSES

During direct examination, a time limit has been established for each witness to summarize the pre-filed testimony. In addition, witnesses should be advised that they should not discuss their

testimony with other witnesses, and they remain subject to recall for rebuttal purposes and should remain available throughout the length of the proceedings. The witnesses and time limits are set forth below:

- **Tennessee-American will present the following witnesses:**

1. Bob Lane
2. Jared Deason
3. Phil Drennan

Each witness will have 10 minutes to give a summary.

- **The Consumer Advocate will present:**

1. Clark Kaml

The witness will have 10 minutes to give a summary.

- **The City will present:**

1. Mark Garrett

The witness will have 15 minutes to give a summary.

F. EXAMINATION OF WITNESSES AND QUESTIONS BY THE COMMISSION

If either the Consumer Advocate or the City has questions for the other Intervenor's witness on cross-examination, those questions should be asked prior to TAWC beginning its cross-examination of the witness.

While re-direct examination of a witness is allowed, the parties are reminded that it is to be limited to matters elicited during cross-examination that require clarification. It is not appropriate to raise new issues during re-direct examination. Re-cross examination is not permitted except in the event that a new issue is raised during the immediately preceding re-direct examination. The parties should be aware that the Commissioners might ask questions at any time during a witness's testimony and after cross-examination. The Commission's Advisory Staff will have an opportunity to ask

questions as well.

G. CLOSING REMARKS

The parties will present closing arguments instead of filing post-hearing briefs. Closing remarks will be presented first by the Consumer Advocate, followed by the City. Each of the Intervenors will have 5-10 minutes to present closing remarks. TAWC will give its closing last and will have a maximum of 10 - 15 minutes to present closing arguments.

H. PRELIMINARY MATTERS/MOTIONS

The parties should make the Administrative Judge aware of any preliminary matters as soon as possible in advance of the Hearing.

SUMMARY OUTLINE OF HEARING

For the convenience of the presiding panel and the parties, a *Procedural Outline of Hearing* has been provided as Attachment A to this Order.

IT IS THEREFORE ORDERED THAT:

The Hearing scheduled to be held on **March 16, 2026**, at **11:00 a.m. CDT** shall be conducted in accordance with the requirements and deadlines set forth in this Pre-Hearing Order unless otherwise ordered by the Chairman or presiding Commissioner.


Monica Smith-Ashford, Administrative Judge

ATTACHMENT A

BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION

NASHVILLE, TENNESSEE

IN RE:)
)
PETITION OF TENNESSEE-AMERICAN WATER) **DOCKET NO.**
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PROCEDURAL OUTLINE OF HEARING

Time/Date: **March 16, 2026, at 11:00 a.m. (CDT)**

Hearing on the Merits

Hearing Convened by Presiding Commissioner and Introductions

- A. Preliminary Issues
- B. Opening Statements (10 Minutes each):
 - 1) TAWC
 - 2) Consumer Advocate
 - 3) City
- C. Witness Summaries:

<u>TAWC Witness</u>	Bob Lane
- Oath Administered/Witness Sworn –	
Summary of pre-filed testimony	10 minutes
Cross-examination	Consumer Advocate
Cross-examination	City
Re-direct examination	TAWC
Re-cross examination	(if requested & determined appropriate)
Questions	TPUC Commissioners and/or Advisory Staff

TAWC Witness

Jared Deason

- Oath Administered/Witness Sworn –

Summary of pre-filed testimony	10 minutes
Cross-examination	Consumer Advocate
Cross-examination	City
Re-direct examination	TAWC
Re-cross examination	(if requested & determined appropriate)
Questions	TPUC Commissioners and/or Advisory Staff

TAWC Witness

Phil Drennan

- Oath Administered/Witness Sworn –

Summary of pre-filed testimony	10 minutes
Cross-examination	Consumer Advocate
Cross-examination	City
Re-direct examination	TAWC
Re-cross examination	(if requested & determined appropriate)
Questions	TPUC Commissioners and/or Advisory Staff

Consumer Advocate Witness

Clark Kaml

- Oath Administered/Witness Sworn –

Summary of pre-filed testimony	10 minutes
Cross-examination	City
Cross-examination	TAWC
Re-direct examination	Consumer Advocate
Re-cross examination	(if requested & determined appropriate)
Questions	TPUC Commissioners and/or Advisory Staff

City of Chattanooga Witness

Mark Garrett

- Oath Administered/Witness Sworn –

Summary of pre-filed testimony 15 minutes

Cross-examination Consumer Advocate

Cross-examination TAWC

Re-direct examination City

Re-cross examination (if requested & determined appropriate)

Questions TPUC Commissioners and/or Advisory Staff

D. Closing Remarks

1) Consumer Advocate – 5-10 minutes

2) The City – 5-10 minutes

3) TAWC – 10-15 minutes

E. Public Comment

F. Hearing Adjourned