

IN THE TENNESSEE PUBLIC UTILITY COMMISSION  
AT NASHVILLE, TENNESSEE

IN RE: )  
)  
PETITION OF ISHA FOUNDATION, INC. )  
FOR DECLARATORY JUDGMENT ) DOCKET NO. 26-00034  
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)

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PETITION TO INTERVENE

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The Consumer Advocate Division of the Office of the Attorney General (“Consumer Advocate”), by and through Jonathan Skrmetti, Attorney General and Reporter for the State of Tennessee, pursuant to Tenn. Code Ann. § 65-4-118, respectfully petitions the Tennessee Public Utility Commission (“TPUC” or the “Commission”) to grant the Consumer Advocate’s intervention into this proceeding because consumers’ interests, rights, duties, or privileges may be determined or affected by the *Petition of ISHA Foundation, Inc. for Declaratory Judgement* (“*Petition*”) filed by ISHA Foundation, Inc (“ISHA”). The Consumer Advocate would show as follows:

1. The Consumer Advocate is authorized by Tenn. Code Ann. § 65-4-118 to represent the interests of Tennessee consumers of public utility services by initiating and intervening as a party in proceedings before the Commission in accordance with the Uniform Administrative Procedures Act and Commission rules.

2. ISHA is a nonprofit organization that “describes itself as a center for spiritual growth and the study of yoga and meditation.”<sup>1</sup> ISHA has several locations worldwide but has a

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<sup>1</sup> *Petition of ISHA Foundation, Inc. for Declaratory Judgement*, at 2, TPUC Docket No. 26-00034 (Apr. 21, 2026).

Tennessee headquarters at 951 Isha Lane, McMinnville, TN 37110 within the Warren County Utility District.<sup>2</sup>

3. ISHA has filed three previous petitions to determine if a Certificate of Convenience and Necessity (“CCN”) are needed in Docket No. 25-00018, Docket No. 24-00077, and Docket No. 22-00099. In two of those dockets involving a wastewater system, it was determined that a CCN was not needed. In the most recent docket involving a water system for ISHA Golf, TPUC determined that ISHA Golf was a public utility and required a CCN from the Commission even though the drinking water system had to be built, owned, and maintained by ISHA for the exclusive use of people using and building on the surrounding residential lots in the Isha Golf community. The Commission found that the customers of Isha Golf would potentially have a significant interest in the home sites surrounding the golf course and that the public interest would require regulation of the drinking water system by the Commission.

4. In the instant matter, ISHA intends to develop 102 residential lots that will be leased to ISHA members on the 17,000-acre site property in McMinnville (location provided above). These lots will be used by the residents to “either build a house on the property or lease a house built on the property by ISHA”.<sup>3</sup>

5. ISHA avers it will not charge residents for water and wastewater services and all water from the duration of the project will be acquired from wells located on the property. The drinking water system will be owned and operated by ISHA subject to regulation by the Tennessee Department of Environment and Conservation (“TDEC”).

6. Additionally, ISHA stated it will not charge a separate service or allow members

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2 *Id.* at 7.

3 *Id.* at 3.

of the public to use the water services and as such, ISHA does not believe that the Commission has the jurisdiction to require a certificate of convenience and necessity or have the jurisdiction to grant one to a different water utility.


7. The Consumer Advocate seeks to represent the interests of consumers.

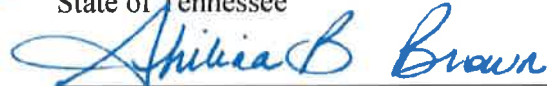
8. Only by participating in this proceeding can the Consumer Advocate carry out its statutory duty to represent the interests of consumers. The interests of consumers, including without limitation a determination as to whether a CCN is required for ISHA and whether it will be deemed to be a public utility by the Commission, require representation by the Consumer Advocate.

9. ISHA has expressed it has no objection to the intervention of the Consumer Advocate in this Docket.

WHEREFORE, the Consumer Advocate respectfully requests that the Commission grant this *Petition to Intervene*.

RESPECTFULLY SUBMITTED,

  
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**JONATHAN SKRMETTI** (BPR No. 031551)  
Attorney General and Reporter  
State of Tennessee

  
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**SHILINA BROWN** (BPR No. 020687)  
Senior Assistant Attorney General  
**RYAN MCGEHEE** (BPR No. 025559)  
Assistant Attorney General  
Office of the Tennessee Attorney General  
Consumer Advocate Division  
P.O. Box 20207  
Nashville, Tennessee 37202-0207  
Phone: (615) 360-4219  
Email: [shilina.brown@ag.tn.gov](mailto:shilina.brown@ag.tn.gov)  
Email: [ryan.mcgehee@ag.tn.gov](mailto:ryan.mcgehee@ag.tn.gov)

**CERTIFICATE OF SERVICE**

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

Henry Walker (B.P.R. 000272)  
Bradley Arant Boult Cummings LLP  
1221 Broadway, Suite 2400  
Nashville, TN, 37203  
Email: [hmwalker@bradley.com](mailto:hmwalker@bradley.com)

This the 22 day of May 2026.



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**SHILINA BROWN**  
Senior Assistant Attorney General