

BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION

NASHVILLE, TENNESSEE

May 28, 2026

| | | |
|---|---|-------------------|
| IN RE: |) | |
| |) | DOCKET NO. |
| PETITION OF BERRY’S CHAPEL UTILITY FOR |) | 26-00039 |
| AN INCREASE IN ITS RATES AND CHARGES |) | |

ORDER SUSPENDING TARIFF THROUGH AUGUST 14, 2026

This matter is before the Administrative Judge of the Tennessee Public Utility Commission (“Commission” or “TPUC”) designated by General Counsel to administer certain preliminary issues that may arise during the preparation of this matter for hearing before the Commission. On May 14, 2026, in accordance with Tenn. Code Ann. § 65-5-103 *et seq.*, Berry’s Chapel Utility, Inc. (“Berry’s Chapel” or “Company”) filed the *Petition of Berry’s Chapel Utility for an Increase in Its Rates and Charges* (“*Petition*”) seeking approval of an increase of its rates, fees, and charges. Along with its *Petition*, Berry’s Chapel provided, as an Exhibit to the Pre-Filed Direct Testimony of William H. Novak, the 9th Revision Page 8 of the Company’s Tariff, which details the Company’s “Monthly Sewer Service Billing” (“Revised Tariff Page 8”). The Revised Tariff Page 8 contains proposed revisions to the Company’s monthly customer charge and volumetric rates.¹ The Revised Tariff Page 8 was filed with an issued date of May 14, 2026, and an effective date of June 14, 2026.²

¹ William H. Novak, Pre-Filed Direct Testimony, Ex. B (May 14, 2026).

² The Administrative Judge notes that the *Petition* requests an order approving the revised schedule of rates to become effective June 8, 2026, instead of the June 14, 2026, date reflected on the proposed Revised Tariff Page 8. The Administrative Judge recognizes June 14, 2026, as the requested effective date of the Revised Tariff Page 8, as it is 30 days subsequent to the filing of the *Petition*.

Tenn. Code Ann. § 65-5-103(a) permits the Commission, pending a hearing and determination, to suspend any rate increase, change, or alteration for an initial period not to exceed three months from the proposed effective date of such increase, change, or alteration and for an additional period not to exceed nine months.³ Because the Commission's investigation, hearing, and final determination on the Company's proposed tariff cannot be completed prior to the June 14, 2026,⁴ effective date of the tariff, the Administrative Judge hereby suspends the effectiveness of the tariff through August 14, 2026.

IT IS THEREFORE ORDERED THAT:

The effective date of the proposed 9th Revision Page 8, filed by Berry's Chapel Utility, Inc. on May 14, 2026, is hereby suspended through August 14, 2026, or until further order of the Tennessee Public Utility Commission, whichever occurs sooner.


Aaron J. Conklin, Administrative Judge

³ Tenn. Code Ann. § 65-5-103(a) (2022).

⁴ See Footnote 2.