

IN THE CHANCERY COURT FOR CUMBERLAND COUNTY, TENNESSEE  
THIRTEENTH JUDICIAL DISTRICT, AT CROSSVILLE

TENNESSEE PUBLIC UTILITY COMMISSION

Petitioner,

v.

LAUREL HILLS CONDOMINIUMS  
PROPERTY OWNERS ASSOCIATION

Respondent.

MOY TOY, LLC,

Intervening Party.

Docket No. 2012-CH-560  
Chancellor Thurman

Date 9-1 **FILED** 2017 at 10:00  
AM  
PM  
Entered: \_\_\_\_\_  
SUE TOLLETT, CLERK & MASTER  
Cumberland County, Crossville, TN  
BY St

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**RECEIVER'S EIGHTEENTH REPORT AND MOTION FOR APPROVAL OF FEES AND EXPENSES, AUTHORIZATION FOR PAYMENT OF CERTAIN FEES AND EXPENSES, AND FOR AN INTERIM TAXATION OF COSTS**

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Robert E. Moore, Jr., Attorney and Chief Operations Officer of Receivership Management, Inc. [hereinafter the "Receiver"], the court appointed Receiver of the Laurel Hills water system [hereinafter the "LHWS"] previously controlled by Laurel Hills Condominiums Property Owners Association [hereinafter the "Laurel Hills Condominiums POA"], submits this, the Receiver's Eighteenth Report, and moves this Honorable Court for an order approving the fees and expenses presented for payment by the Receiver and authorizing payment to the Receiver of certain fees and expenses and for an interim taxation of costs.

1. On October 26, 2015, the Plaintiff, the Tennessee Public Utility Commission [hereinafter the "TPUC" or the "Commission"], filed a Motion for Appointment of Receiver in the above-styled action. Said motion was granted that same day, and, pursuant to Tenn.

Code Ann. §§ 65-3-105 and 29-1-101, the Court appointed Receivership Management, Inc. as Receiver of the Laurel Hills Water System by order dated October 26, 2015.<sup>1</sup>

2. The Receiver filed its first report with the Cumberland County Clerk and Master on December 12, 2015, in which it provided the Court with financial and operational information for the LHWS, summarized the Receiver's activities regarding the system, and detailed some of the legal issues involving control of the water system properties in question. The Receiver has filed subsequent reports with the Cumberland County Clerk and Master in which it has provided the Court with additional financial and operational information, summarized the Receiver's activities regarding the system, set forth its implementation of the Receivership Plan, and detailed some of the continuing legal issues involving control of the water system properties in question.<sup>2</sup>

#### Implementation of Receivership Plan

3. The Receiver filed its Receivership Plan Implementation Progress Report with this Honorable Court on August 16, 2016, and reference is made to that progress report, as well as the Receiver's Eighth through Seventeenth Reports, for the Receiver's activities relative to the Receivership Plan. As previously reported, the Receiver's preferred bidder, Aqua Green Utility, Inc. has noted numerous issues relative to the LHWS which would impact its decision to move forward and acquire the LHWS.

4. With respect to ownership/titling issues of the LHWS, the Receiver has still not received a substantive response to Mr. Sinor's April 12, 2016 letter from Moy Toy, LLC which requested information concerning such issues.

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<sup>1</sup> This order was amended on April 21, 2016, but Receivership Management, Inc. continues to be the court-appointed receiver for the Laurel Hills Water System. *See* Amended Order Appointing Receiver, at ¶ 2, p.1.

<sup>2</sup> *See* the Receiver's subsequent reports, filed with the Cumberland County Clerk and Master on February 24, 2016, March 28, 2016, May 27, 2016, June 27, 2016, August 4, 2016, August 26, 2016, October 3, 2016, November 10, 2016, December 5, 2016, January 13, 2017, February 3, 2017, February 28, 2017, April 18, 2017, May 22, 2017, July 5, 2017, and August 7, 2017, respectively.

5. Since the failed February 21, 2017 global mediation session concluded, the Receiver has pursued its condemnation action in Cumberland County Circuit Court, though it is still early in that process and initial discovery has not yet commenced. Defendants in that condemnation action have filed a Motion to Dismiss, and that motion has not yet been heard.

#### Operations and Other Activities of the Receiver

6. In July of 2017, 92 of the 131 customers of the LHWS timely paid their water bill. Of the 39 non-paying customers, 24 are in the Cumberland Pointe condominium units, and 15 are located elsewhere on Renegade Mountain. Delinquency notices will be sent to customers if they fail to pay their bill for two (2) or more months, with cut-offs to follow for chronic non-payment, consistent with the Receiver's previous practice.

7. A backhoe rental has been authorized by the Receiver to determine the location of the service pipe in some areas, and also to assist in stopping a small leak in the service line, and to provide other, general repairs to the LHWS. Grading work referenced in the Receiver's previous reports has not yet commenced but is expected to start shortly. The Receiver continues to greatly appreciate the work performed by Mr. Williams for the LHWS.

8. At its docket call on August 16, 2017, this Honorable Court ordered the parties to appear at a status conference respecting the Commission's Motion for an Order to Show Cause and the Laurel Hills Condominiums POA's Motion to Enforce the Settlement Agreement for hearing. The status conference was set for October 23, 2017 in Crossville, Tennessee. Also on August 16, 2017, the Commission filed a Motion to Amend and Supplement its Petition for an Order to Show Cause and to Enforce Settlement Agreement, along with ancillary documents in opposition to the intervening party's (Moy Toy's) Motion to Discuss and for Summary Judgment.

### Current Financial Information

9. As of July 31, 2017, there was an accounts receivable past due balance of \$39,586.24.<sup>3</sup> A copy of the Accounts Receivable Aging Summary as of that date is attached hereto as Exhibit A and is incorporated herein by reference.

10. As of July 31, 2017, the LHWS had a cash balance of \$14,142.54 in its main operating account; see Collective Exhibit B, attached hereto and incorporated herein by reference. The LHWS was able to meet current obligations in July of 2017.<sup>4</sup>

### Current Modified Accrual Basis Financial Documents & Current Estimated Surplus

11. As previously reported, even laying aside Mr. Matherne's current and projected fees and expenses, the LHWS still faces potential financial deficits. In its projection, the Receiver attributes the problem to the fact that less customers are paying their bill than was initially projected when the current rate was proposed. The Receiver continues to estimate that a break-even point for the Receiver's monthly fees and expenses is approximately \$4600.00.<sup>5</sup>

12. The Receiver has generated a number of internal, unaudited financial documents prepared on a modified accrual basis, which are attached hereto as Collective Exhibit C and which are incorporated herein by reference. Those documents are (1) an estimated monthly budget or monthly income statement; (2) a balance sheet as of July 31,

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<sup>3</sup> Of this amount, \$4815.56 is less than a month past due, and \$34,770.68 is more than a month past due. This past due amount excludes balances owed prior to the institution of the new monthly rate of \$114.24. See Exhibit A.

<sup>4</sup> Id. It should also be noted that this does not include costs of this matter previously taxed on an interim basis to the Tennessee Public Utility Commission, which amount to \$89,493.23 (the amount taxed to the Commission prior to the July 1, 2016 increase in rates), AS WELL AS significant additional amounts taxed to the Commission to reflect Mr. Matherne's fees and expenses and further losses incurred since institution of the elevated rate.

<sup>5</sup> This includes the Receiver's fees as well as Mr. Sinor's fees, but excludes Mr. Matherne's fees, which have always been taxed on an interim basis to the Commission by this Honorable Court, and which the Receiver presumes will continue to be so taxed for the distant future.

2017; and (3) a cash flow statement showing projected cash flows for the month of August, 2017.

13. The Receiver continues to estimate that the LHWS will lose on average \$1423.00 per month.<sup>6</sup> For purposes of generating a balance sheet, only current assets and prepaid expenses were used towards determining the assets of the estate, with all known fees and expenses generated prior to the balance sheet date used towards determining liabilities. This document, calculated on a modified accrual basis, shows the LHWS with a \$270.53 surplus as of July 31, 2017. The cash flow statement shows the LHWS having sufficient cash to meet its needs in the month of August, 2017.

#### Fees and Expenses of Receiver

14. Pursuant to the Amended Order Appointing Receiver, compensation for the Receiver is payable from funds or assets of the LHWS, if such funds are available. If the funds or assets of the LHWS are not available to pay Receivership fees and costs, then those fees and costs are to be taxed as interim court costs to be paid by the Commission. The Receiver is to submit invoices to the Commission on a monthly basis for approval. These invoices are reviewed and paid after approval of the Commission and the Court, through an interim taxation of costs, if necessary.<sup>7</sup>

15. As shown in Collective Exhibit D, attached hereto and incorporated herein by reference, Mr. Robert E. Moore, Jr, Chief Operations Officer of the Receiver, and other persons at the Receiver's office, including Mr. Cody Smith, Ms. Anna Hunter, Ms. Lauren Garcia, Ms. Jeanne Bryant, and Ms. Jere Cowan, performed work for this Receivership

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<sup>6</sup> Id. See Collective Exhibit C.

<sup>7</sup> Amended Order Appointing Receiver, entered April 21, 2016, at ¶ 10, pp. 4-6.

estate for the period of June 1, 2017 through June 30, 2017 in the amount of \$1361.89.<sup>8</sup> Mr. Sinor, working on contract for the Receiver under Mr. Moore, has performed work for the Receivership and has incurred fees and expenses as shown in Collective Exhibit D for the period June 1, 2017 through June 30, 2017 in the amount of \$1333.62. Mr. Matherne, working on contract for the Receiver under Mr. Moore, has performed work for the Receivership and has incurred fees and expenses as shown in Collective Exhibit D for the period June 1, 2017 through June 30, 2017 in the amount of \$2565.00.

16. The Commission has determined these fees, costs and expenses to be reasonable, appropriate and necessary for the services rendered for the Receivership, and, thus, these fees, costs and expenses have been approved for payment by the Commission. *See* Affidavit of Kelly Cashman-Grams, General Counsel for the Commission, attached hereto as Exhibit E and incorporated herein by reference; *see also* Affidavit of Robert E. Moore, Jr., attached hereto as Exhibit F and incorporated herein by reference.

17. The billings so reviewed, and for which Court approval is sought, are as follows:

- a. for Mr. Robert E. Moore, Jr. & others at the Receiver for June of 2017: \$1361.89;
- b. for Mr. Sinor working under Mr. Moore for June of 2017: \$1333.62; and,
- c. for Mr. Matherne working under Mr. Moore for June of 2017: \$2565.00.

18. In the Amended Order Appointing Receiver, a procedure is set forth in paragraph 10 whereby the Receiver submits to this Honorable Court for approval its fees and expenses. If no opposition is filed within ten (10) calendar days of the filing of this Motion, the Court shall order the approval of the fees and expenses and tax them as costs, if necessary, absent question raised by the Court upon its review. Submitted herewith is a

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<sup>8</sup> This figure includes normal overhead and operating costs and expenses, charged by Receivership Management, Inc., for the period of June 1, 2017 through June 30, 2017, which total \$227.34.

proposed Order Granting Motion for Approval of Fees and Expenses for the Court's consideration if no opposition is filed.

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Motion for Approval of Fees and Expenses and Authorization for Payment

Accordingly, the Receiver respectfully **MOVES** this Court for an order approving the fees and expenses as set forth herein in the aggregate amount of \$5260.51, and further **MOVES** this Court to (a) authorize payment of fees and expenses out of Laurel Hills Water System in Receivership estate's funds in the amount of \$2695.51 (constituting all fees and expenses save Mr. Matherne's); and (b) tax costs to the Commission on an interim basis in the amount of \$2565.00 (constituting the amount of Mr. Matherne's fees and expenses).

DATED: August 31, 2017.

Respectfully Submitted,

Laurel Hills Water System in Receivership

By: Robert E. Moore, Jr.  
Robert E. Moore, Jr. (BPR#013600)  
Chief Operations Officer  
Receivership Management Inc.  
1101 Kermit Drive, Suite 735  
Nashville, Tennessee 37217  
615-370-0051 (Phone)  
615-373-4336 (Facsimile)  
rmoore@receivermgmt.com (Email)  
*Court Appointed Receiver for  
Laurel Hills Water System*

Everett Sinor, Jr.  
G. Everett Sinor, Jr. (BPR#017564)  
Attorney at Law  
Counsel for Receivership Management, Inc.  
3504 Robin Road  
Nashville, Tennessee 37204  
615-969-9027 (Phone)  
Everett.Sinor@gmail.com (Email)

*by R. Moore Jr.  
granted permission  
8/22/2017*



Certificate of Service

The undersigned hereby certifies that a true and correct copy of the foregoing report and motion has been served upon the parties hereto and the other persons listed below, at:

Aaron Conklin, Esq.  
Staff Attorney  
Tennessee Public Utility Commission  
502 Deaderick Street, Fourth Floor  
Nashville, Tennessee 37243

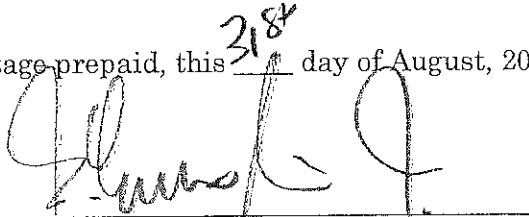
James L. Gass, Esq.  
Ogle, Gass & Richardson  
Counsel for Laurel Hills Condominiums  
Property Owners Association  
103 Bruce Street  
Sevierville, Tennessee 37862

Scott D. Hall, Esq.  
Counsel for Moy Toy, LLC  
374 Forks of the River Parkway  
Sevierville, TN 37862

Vance Broemel, Esq.  
Consumer Advocate and Protection Division  
Tennessee Attorney General and Reporter  
Post Office Box 20207  
Nashville, Tennessee 37202

Roger York, Esq.  
York & Bilbrey  
456 North Main Street, Suite 201  
Crossville, Tennessee 38555

via the United States Mails, postage prepaid, this <sup>31<sup>st</sup></sup> day of August, 2017.

  
G. Everett Sinor, Jr.

9:12 AM

08/07/17

Laurel Hills Water System In Receivership  
A/R Aging Summary  
As of July 31, 2017

	Current	1 - 30	31 - 60	61 - 90	> 90	TOTAL
BOWLES, MELVIN & MARY ANNE	0.00	114.24	114.24	114.24	1,067.40	1,410.12
BRASSELL, CRYSTAL	0.00	0.24	0.00	0.00	0.00	0.24
CECCHETT, DON & DIANNE	0.00	32.59	0.00	0.00	0.00	32.59
CHAMBERS, BARRY	0.00	114.24	0.00	0.00	0.00	114.24
CPCA (84)	0.00	2,741.76	2,627.52	2,741.76	24,104.64	32,215.68
ELLIS, ALVIN	0.00	114.24	0.00	0.00	0.00	114.24
HARDEMAN, GRETCHEN	0.00	114.24	114.24	0.00	0.00	228.48
HEIRS, LUKE & ANNA DUNN	0.00	114.24	0.00	0.00	0.00	114.24
HENMAN, MIKE	0.00	114.08	0.00	0.00	0.00	114.08
JUDD, JONATHAN	0.00	114.24	2.46	0.00	0.00	116.70
KRIES, RICHARD	0.00	76.40	0.00	0.00	0.00	76.40
LATHAM, KENT	0.00	114.24	114.24	114.24	685.44	1,028.16
Laurel Hills Condo Assoc (#5101)	0.00	114.24	114.24	114.24	685.44	1,028.16
Laurel Hills Condo Assoc (#5102)	0.00	114.24	114.24	114.24	685.44	1,028.16
Laurel Hills Condo Assoc (#5103)	0.00	114.24	114.24	114.24	685.44	1,028.16
LOUD, PAUL F.	0.00	114.24	0.00	0.00	0.00	114.24
MATERDOMINI, DINA	0.00	114.24	0.00	0.00	0.00	114.24
MILLER, DAVID	0.00	110.44	0.00	0.00	0.00	110.44
MURPHY, JEFF	0.00	114.24	0.00	0.00	0.00	114.24
NEALE, MIKE	0.00	26.47	0.00	0.00	0.00	26.47
RIFNER, DAVE	0.00	114.22	114.24	0.02	0.00	228.48
ROBINSON, CARL	0.00	114.24	114.24	0.00	0.00	228.48
TOTAL	0.00	4,815.56	3,543.90	3,312.98	27,913.80	39,586.24

EXHIBIT  
A

LAUREL HILLS WATER DISTRICT  
REGIONS BANK ACCOUNT 232618611

7/31/2017

OPERATING BANK ACCOUNT

	BALANCE PER BANK STMT	BALANCE PER GENERAL LEDGER
END OF MONTH AC 232618611	16,052.54	14,142.54
END OF MONTH AC 232618638	(12.00)	
OUTSTANDING CHECKS	(1,898.00)	
	<u>14,142.54</u>	<u>14,142.54</u>

31-Aug-17  
02:50 PM

OUTSTANDING CHECKS

1116	750.00
1123	1,148.00

1,898.00

EXHIBIT

B

Regions Bank

Regions Bank  
Brentwood  
329 Franklin RD  
Brentwood, TN 37027

LAUREL HILLS CONDO POA IN RECEIVERSHIP  
783 OLD HICKORY BLVD STE 255  
BRENTWOOD TN 37027-4508

ACCOUNT # 0232618611

Cycle 053  
Enclosures 26  
Page 0  
1 of 2

**LIFEGREEN BUSINESS CHECKING**  
July 1, 2017 through July 31, 2017

SUMMARY			
Beginning Balance	\$13,016.11	Minimum Balance	\$9,063
Deposits & Credits	\$14,681.98 +	Average Balance	\$14,856
Withdrawals	\$0.00 -		
Fees	\$0.00 -		
Automatic Transfers	\$0.00 +		
Checks	\$11,645.55 -		
Ending Balance	\$16,052.54		

DEPOSITS & CREDITS		
07/06	Deposit - Thank You	457.72
07/07	Deposit - Thank You	4,285.38
07/12	Deposit - Thank You	2,056.32
07/21	Deposit - Thank You	456.96
07/27	Deposit - Thank You	7,425.60
Total Deposits & Credits		\$14,681.98

CHECKS					
Date	Check No.	Amount	Date	Check No.	Amount
07/03	1113	504.70	07/26	1118	319.77
07/07	1114	1,031.81	07/25	1119	6,321.75
07/12	1115	2,829.77	07/28	1120	11.00
07/24	1117 *	201.00	07/31	1122 *	425.75
Total Checks					\$11,645.55

\* Break In Check Number Sequence.

DAILY BALANCE SUMMARY					
Date	Balance	Date	Balance	Date	Balance
07/03	12,511.41	07/21	15,906.21	07/27	16,489.29
07/06	12,969.13	07/24	15,705.21	07/28	16,478.29
07/07	16,222.70	07/25	9,383.46	07/31	16,052.54
07/12	15,449.25	07/26	9,063.69		

## Estimated Monthly Income Statement - LHWS\*

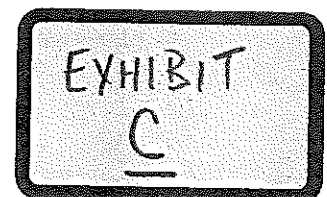
### Income

Average Deposits	<u>\$11,400.00</u>	
<b>Average Income</b>		<b>\$11,400.00</b>

### Expenses

CNA Insurance	\$1,148.00	
Crab Orchard Utility District (Wholesale Water)	\$3,400.00	
Volunteer Electric Company (Electric)	\$600.00	
TDEC	\$25.00	
Gerald Williams (Contract Operator)	\$750.00	
Lansford & Stephens (Accountants)	\$333.00	
MicroBac	\$67.00	
Repair Reserve	\$500.00	
RMI & Sinor fees and expenses	<u>\$6,000.00</u>	
<b>Average Expenses</b>		<b>\$12,823.00</b>
<b>Projected Monthly Income (Deficit)</b>		<b>-\$1,423.00</b>

\* This does not include projected legal fees and expenses for Mr. Matherne



## LHWS Balance Sheet (as of 7/31/2017) - Modified Accrual Basis\*

### Current Assets

Cash	\$14,142.54	
Receivable - TPUC/RMI/Laurel Hills - April RMI/Sinor F&E	\$1,152.83	
Prepaid Expense - CNA Insurance (deposit)	<u>\$2,297.33</u>	
<b>Total Current Assets</b>		<b>\$17,592.70</b>

### Liabilities

Payable - Lansford & Stephens (July Billing)	\$300.00	
Payable - Gerald Williams (July Billing)	\$750.00	
Payable - March 2017 F&E RMI & Sinor (deposit correction)	\$640.74	
Payable - May 2017 F&E RMI & Sinor	\$4,143.93	
Payable - June 2017 F&E RMI & Sinor	\$2,695.51	
Payable - July 2017 F&E RMI & Sinor (estimated)	\$3,000.00	
Payable - Volunteer Electric Service	\$600.00	
Payable - R&R Asphalt Paving (estimate on grading work)	\$2,800.00	
Reserve (Lansford & Stephens Tax Bill - 2016 Tax Form Prep.)	\$400.00	
Reserve (Lansford & Stephens Tax Bill - 2017 Tax Form Prep.)	\$99.99	
Reserve (TDEC Fees)	\$325.00	
Reserve (MicroBac)	\$67.00	
Reserve (Repair)	<u>\$1,500.00</u>	
<b>Total Liabilities</b>		<b><u>\$17,322.17</u></b>
<b>Surplus (Deficit)</b>		<b>\$270.53</b>

\* Only current assets are included. This balance sheet does not reflect fees previously taxed to the Tennessee Public Utility Commission on an interim basis and does not show Mr. Matherne's fees and expenses due (which it is presumed will be taxed to the TPUC).

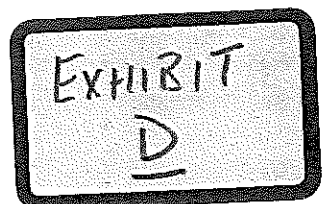
## Cash Flow Projected for August 2017

<b>Starting Balance (7/31/2017)</b>		<b>\$14,142.54</b>
Projected Deposits in August 2017	\$11,400.00	
Receivable - TPUC/RMI/Laurel Hills - April RMI/Sinor F&E	<u>\$1,152.83</u>	
Projected Cash Inflows		<u>\$12,552.83</u>
Current Assets PLUS Projected Cash Inflows		\$26,695.37
CNA Insurance	\$1,148.00	
Crab Orchard Utility District	\$3,400.00	
Volunteer Electric Cooperative	\$600.00	
Gerald Williams	\$750.00	
Lansford & Stephens	\$300.00	
R&R Asphalt Grading	\$2,800.00	
Rental of Backhoe and Time on Repairs	\$800.00	
May 2017 RMI & Sinor Fees & Expenses	<u>\$4,143.93</u>	
Projected Cash Outflows		<u>\$13,941.93</u>
<b>Projected Ending Balance (7/31/2017)</b>		<b>\$12,753.44</b>

\* Mr. Matherne's fees and expenses do not run through the estate

**LAUREL HILLS WATER SYSTEM IN RECEIVERSHIP  
SUMMARY TIME SHEET - RECEIVER'S FEES**

<u>Jeanne Barnes Bryant</u>	
June 2017 Fees	\$134.10
June 2017 Overhead Expense	\$12.60
<u>Receivership Management, Inc.</u>	
June 2017 Fees	\$1,000.45
June 2017 Overhead Expense	\$171.50
June 2017 Expenses	\$43.24
<u>Everett Sinor</u>	
June 2017 Fees & Expenses	<u>\$1,333.62</u>
<b>Proposed Payment out of Receivership Estate</b>	<b>\$2,695.51</b>
<u>Graham Matherne</u>	
June 2017 Fees & Expenses	<u>\$2,565.00</u>
<b>Proposed Interim Taxation of Costs</b>	<b>\$2,565.00</b>





Receivership Management, Inc.  
 P. O. Box 2307  
 Brentwood, TN 37024

Invoice for Professional Services

LAUREL HILLS WATER DISTRICT				June 2017	
6/1/2017	Jeanne Barnes Bryant	EMAIL FROM COUNSEL RE ORDER	0.1	\$163.00	\$16.30
6/12/2017	Jeanne Barnes Bryant	REVIEW AND SIGN CHECKS, QUESTION RE REPORT AND PAYMENTS, REVIEW AND SIGN CHECKS	0.3	\$163.00	\$48.90
6/15/2017	Jeanne Barnes Bryant	EMAIL FROM COUNSEL RE REPORT, REVIEW AND APPROVE SAME	0.2	\$163.00	\$32.60
6/16/2017	Jeanne Barnes Bryant	CALL RE REPORT, EMAIL RE SAME	0.1	\$163.00	\$16.30
6/28/2017	Jeanne Barnes Bryant	REVIEW AND SIGN CHECK RE INSURANCE	0.1	\$163.00	\$16.30
6/29/2017	Jeanne Barnes Bryant	EMAIL RE FILING	0.1	\$163.00	\$16.30
<b>Total</b>					<b>\$146.70</b>

Receivership Management, Inc.  
P. O. Box 2307  
Brentwood, TN 37024

Invoice for Professional Services

LAUREL HILLS WATER DISTRICT		June 2017
6/1/2017	Cody Smith	ADD DEPOSIT AND INVOICES TO LHWD QUICKEN. UPDATE TB. 0.4 \$123.00 \$49.20
6/1/2017	Jere P. Cowan	RECEIPT RETURNED MAILINGS; EMAIL TO LANSFORD & STEPHENS RE: SAME; 0.2 \$50.00 \$10.00
6/1/2017	Robert E. Moore, Jr.	REVIEW CHARGES OF E.SINOR AND APPROVE .10; INSTRUCTIONS TO G.LEE TO POST ORDER TO WEBSITE .10 0.2 \$153.00 \$30.60
6/2/2017	Jere P. Cowan	RECEIPT AND PROCESS EXPENSE PAYMENTS; FORWARD SAME 0.3 \$50.00 \$15.00
6/5/2017	Cody Smith	DISCUSSION ON COMPANY STATUS UPDATE FOR CURRENT PERIOD. 0.2 \$123.00 \$24.60
6/6/2017	Anna M. Hunter	RECORD DEPOSITS FOR MAY 2017. 0.2 \$50.00 \$10.00
6/7/2017	Cody Smith	UPDATE REGISTER AND RECONCILE BANK ACCOUNT. 0.3 \$123.00 \$36.90
6/9/2017	Cody Smith	UPDATE REGISTER AND TRIAL BALANCE THROUGH 5/31/17. EMAIL E. SINOR O/S FEE & EXPENSES AND DISCUSS CASH TO ACCRUAL BASE BALANCE SHEET THROUGH CURRENT PERIOD. 1.3 \$123.00 \$159.90
6/12/2017	Cody Smith	POST DEPOSIT DETAIL TO GL. EMAIL E.SINOR CURRENT CONTACT LABOR INVOICES. 0.3 \$123.00 \$36.90
6/12/2017	Cody Smith	UPDATE REGISTER THROUGH CURRENT PERIOD. POST FEE AND EXPENSE ACCRUALS TO GL. PREPARE NECESSARY BACKUP DOCUMENTATION. PAY O/S CONTRACT LABOR FROM APPROVED FEE COLLECTIONS. 0.2 \$123.00 \$24.60
6/12/2017	Jere P. Cowan	PROCESS EXPENSE PAYMENTS AND FORWARD 0.8 \$50.00 \$40.00
6/13/2017	Cody Smith	POST FEE AND EXPENSE ACCRUALS TO GL. PREPARE NECESSARY BACKUP DOCUMENTATION. 0.1 \$123.00 \$12.30

Thursday, July 20, 2017

**LAUREL HILLS WATER DISTRICT** **June 2017**

Date	Employee	Description	Hours	Amount	Total
6/14/2017	Cody Smith	POST FEE AND EXPENSE ACCRUALS TO GL. PREPARE MONTH END CLOSING ENTRIES AND UPDATE TRIAL BALANCE THRU 05-31-17. PREPARE SCHEDULE OF RECEIPTS AND DISBURSEMENTS THRU 05-31-17.	0.5	\$123.00	\$61.50
6/15/2017	Cody Smith	INSPECT DEPOSIT ENTRY FOR 5/24/17. CONTACT BANK TO VERIFY AMOUNT.	0.3	\$123.00	\$36.90
6/16/2017	Anna M. Hunter	PREPARE MONTHLY NET ASSETS AND INVOICES FOR MAY 2017	0.5	\$50.00	\$25.00
6/16/2017	Jere P. Cowan	EMAIL FROM R. MOORE RE: AFFIDAVIT; FINALIZE SAME AND FORWARD TO COUNSEL; EMAIL FROM A. HUNTER RE: ASSETS AND FINANCIALS NEEDED	0.4	\$50.00	\$20.00
6/16/2017	Jere P. Cowan	RECEIPT AND PROCESS EXPENSES; FORWARD SAME	0.3	\$50.00	\$15.00
6/16/2017	Robert E. Moore, Jr.	EMAILS TO AND FROM C.SMITH AND E.SINOR RE: INSURANCE AUDIT; CALL WITH E.SINOR RE: SAME .10	0.1	\$153.00	\$15.30
6/19/2017	Cody Smith	DISCUSSION RE THE NET ASSETS FROM WATER OPERATION. START VENDOR AND CONTRACT LABOR LISTING FOR INSURANCE AUDIT FR PERIOD 5/10/16 THROUGH 5/10/17.	1.1	\$123.00	\$135.30
6/20/2017	Cody Smith	DISCUSS RE O/S INVOICES AND FUTURE CASH FLOW TO EXPENSES THROUGH JUNE.	0.3	\$123.00	\$36.90
6/21/2017	Cody Smith	EMAIL E. SINOR RE O/S CONCRETE INVOICE AND EXPECTED JOB COMPLETION FOR PAYMENT.	0.1	\$123.00	\$12.30
6/21/2017	Robert E. Moore, Jr.	CONFIRM TPUC MEETING RE: CCN ISSUE .10	0.1	\$153.00	\$15.30
6/22/2017	Jere P. Cowan	RECEIPT AND PROCESS EXPENSE PAYMENTS	0.3	\$50.00	\$15.00
6/23/2017	Cody Smith	POST FEE AND EXPENSE ACCRUALS TO GL. PREPARE NECESSARY BACKUP DOCUMENTATION. PAY O/S INVOICES.	0.2	\$123.00	\$24.60
6/23/2017	Robert E. Moore, Jr.	CALL WITH E.SINOR RE: STATUS OF PAVING REPAIRS, UPDATE EMAIL RE: SAME, UPDATE ON CUSTOMER RESPONSES .10	0.1	\$153.00	\$15.30
6/27/2017	Lauren B. Garcia	ORGANIZATION OF FILE MATERIAL AND PLEADINGS	1.5	\$50.00	\$75.00
6/28/2017	Jere P. Cowan	RECEIPT AND PROCESS EXPENSE PAYMENTS; UPDATE FINANCIAL ACCOUNT RECORDS RE: SAME; FORWARD FOR J. BRYANT APPROVAL AND EXECUTION; FORWARD SAME	0.4	\$50.00	\$20.00

LAUREL HILLS WATER DISTRICT				June 2017
6/29/2017	Cody Smith	CONFERENCE CALL WITH R. MOORE, E. SINOR, AND GENERAL COUNSEL RE ACCRUAL BALANCE SHEET AND FS.	0.6	\$123.00
6/29/2017	Jere P. Cowan	TELEPHONE CONVERSATION WITH R. MOORE RE: BID PACKAGE MATERIALS; FORWARD SAME	0.2	\$50.00
6/29/2017	Robert E. Moore, Jr.	CONFERENCE CALL WITH TPUC REPRESENTATIVES AND E. SINOR AND C. SMITH RE: CERTIFICATIONS, FINANCIAL STATEMENTS, PROJECTED CASH FLOWS. 75	0.75	\$153.00
<b>Total</b>				<b>\$1,171.95</b>

**G. Everett Sinor, Jr.**  
**Attorney at Law**

July 5, 2017

Receivership Management, Inc.  
Attn: Mr. Robert E. Moore, Jr.  
1101 Kermit Drive, Suite 735  
Nashville, Tennessee 37217

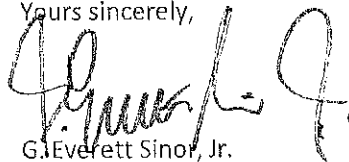
*RE: June 2017 Billings – RMI/Laurel Hills Water System in Receivership*

VIA UNITED STATES FIRST CLASS MAIL & ELECTRONIC MAIL

Dear Mr. Moore:

Please find enclosed herewith my billings for the previous month on the matter referenced above. If you have any questions about this bill, please do not hesitate to contact me.

Yours sincerely,



G. Everett Sinor, Jr.  
Attorney at Law

Enclosure

**G. Everett Sinor, Jr., Attorney at Law**

<u>Date</u>	<u>Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Fee</u>
6/1/2017	J Cowan email on unclaimed mail; Message from R Moore; drafts of delinquency notices; email to T Stephens re same; email from T Stephens; review R Moore email on approving delinquency notices; rewiw order from Clerk & Master; forward same to RMI & TPUC	0.2		
6/2/2017	Email from G Williams re cut offs; A Conklin & G Matherne emails; T.C. w A Conklin & G Matherne re numeorous LHWS matters; brief scan of docs circulated	1.1		
6/8/2017	Review of deposit information	0.1		
6/9/2017	16th LHWS report preparation; T.C. w C Smith	0.8		
6/12/2017	Review A Conklin email re warranty deed; financial report preparation; email to G Matherne re condemnation action; email to Heather re transmission of water quality report; T.C. w C Smith; 16th report preparation	1.2		
6/13/2017	email to C Smith w LHWS financials	0.1		
6/14/2017	G. Williams email; 16th report draft completion; numerous emails & T.C. w C Smith re financial information; transmission of report to J Bryant & R Moore for review	1.9		
6/15/2017	T.C. w Heather @ L&S re a delinquency Cumberland Pointe owner	0.2		
6/16/2017	Review deposit information from Heather @ L&S; review Bowles & Bauer correspondence; emal from C Smith w CNA re audit; email to R Moore re letters & other LHWS matters; email to C Smith re audit	0.3		
6/19/2017	Review of C Smith emails re correspondence from customers & 5/31 docs; email to K Cashman-Grams w 16th report	0.2		
6/20/2017	review email from C. Smith re payroll audit; respond to same & forward	0.2		
6/21/2017	C. Smith email on grading work; email to G Williams re same; A Conklin email on meeting; forward to R Moore w dates; T.C. w A Conklin re meeting & 16th report; T.C. w R Moore re same; review of G Matherne email and resopnse to A Conklin	0.4		
6/23/2017	Review of MicroBac invoice; review of G Williams email on paving progress; forward same to R Moore & C Smith	0.1		
6/28/2017	Review of A Conklin email re attendance at meeting; review of notice from Cumberland Co. Clerk & Master re: docket call; email from C Smith re 16th report & response	0.1		

6/29/2017	Follow up to 16th report; K Cashman-Grams email on conference call & response; Coordinate call email and T.C.; Conf. call w K Cashman-Grams, C Smith, R Moore, J Shirley & D Foster re financials & 16th report; modification of 16th report docs	1.4		
6/30/2017	Completion & transmission of 16th report; emails from Lansford & Stephens on deposit and A/R report; S Hall email on address change	<u>0.6</u>		
	<b>Hourly Billing Total</b>	<b>8.9</b>	<b>\$140.00</b>	<b>\$1,246.00</b>
			<u>Miles</u>	<u>Rate</u>
	<b>Mileage Total</b>	<b>0.0</b>	<b>\$0.47</b>	<b>\$0.00</b>
6/30/2017	16th Receiver's Report Postage	\$87.62		
	<b>Other Expenses Reimburseable Total</b>			<b><u>\$87.62</u></b>
	<b>Balance Owed this month</b>			<b>\$1,333.62</b>
	Previous Balance Owed		\$4,671.75	
	<b>Total Amount Due and Payable</b>			<b>\$6,005.37</b>

**Please remit payment to: Everett Sinor, 3504 Robin Road, Nashville, Tennessee 37204**

The UPS Store - #3355  
115 Penn Warren Drive  
Suite 300  
Brentwood, TN 37027  
(615) 377-8100

06/30/17 03:14 PM

We are the one stop for all your  
shipping, postal and business needs.



001	500418 (002)	T1 \$	15.54
	12x15 Bub Mailer #4 QTY 6		
	Reg Unit Price \$		2.59
002	001040 (001)	TO \$	11.88
	Ground Commercial		
	Tracking# 1Z303Y3Y0305768111		
003	001040 (001)	TO \$	12.31
	Ground Commercial		
	Tracking# 1Z303Y3Y0305768693		
004	001040 (001)	TO \$	12.31
	Ground Commercial		
	Tracking# 1Z303Y3Y0372435934		
005	000008 (022)	TO \$	12.98
	Priority Mail		
	Tracking# 9405510200881445530323		
006	001040 (001)	TO \$	9.28
	Ground Commercial		
	Tracking# 1Z303Y3Y0305769852		
007	001040 (001)	TO \$	11.88
	Ground Commercial		
	Tracking# 1Z303Y3Y0372437874		

SubTotal \$ 86.18  
State and County Tax (T1) \$ 1.44  
Total \$ 87.62

MASTERCARD \$ 87.62  
ACCOUNT NUMBER \* \*\*\*\*\*3631  
Appr Code: 08054Z (I) Sale

ENTRY METHOD: ChipRead  
MODE: Issuer  
AID: A0000000041010  
TVR: 0000008000  
TSI: E800  
AC: 8737B2037FA19479  
ARC: 00



WYATT, TARRANT & COMBS, LLP  
333 COMMERCE STREET  
SUITE 1400  
NASHVILLE, TENNESSEE 37201  
F.E.I. # 61-0468003  
(615) 244-0020

JULY 7, 2017  
008264.000036  
J. GRAHAM MATHERNE

INVOICE # 1038561

JEANNE BRYANT/RECEIVERSHIP MANAGEMENT, INC.  
C/O RECEIVERSHIP MANAGEMENT, INC.  
P.O. BOX 2307  
BRENTWOOD, TN 37024

RE: LAUREL HILLS WATER UTILITY RECEIVERSHIP

FOR PROFESSIONAL SERVICES RENDERED THROUGH JUNE 30, 2017

REMITTANCE ADVICE PAGE

TOTAL SERVICES	\$2,565.00
TOTAL THIS INVOICE	\$2,565.00
PREVIOUSLY BILLED AND OUTSTANDING	\$15,011.77
TOTAL AMOUNT DUE	\$17,576.77

DUE UPON RECEIPT  
TO INSURE PROPER CREDIT TO YOUR ACCOUNT PLEASE RETURN THIS  
REMITTANCE ADVICE WITH YOUR PAYMENT

WYATT, TARRANT & COMBS, LLP  
333 COMMERCE STREET  
SUITE 1400  
NASHVILLE, TENNESSEE 37201  
F.E.I. # 61-0468003  
(615) 244-0020

JULY 7, 2017  
008264.000036  
J. GRAHAM MATHERNE

INVOICE # 1038561

JEANNE BRYANT/RECEIVERSHIP MANAGEMENT, INC.  
C/O RECEIVERSHIP MANAGEMENT, INC.  
P.O. BOX 2307  
BRENTWOOD, TN 37024

RE: LAUREL HILLS WATER UTILITY RECEIVERSHIP

FOR PROFESSIONAL SERVICES RENDERED THROUGH JUNE 30, 2017

06/01/17	E-MAILS WITH COUNSEL REGARDING FURTHER DISCUSSIONS NEEDED REGARDING STATUS (.10); REVIEW AND ORGANIZE FILES REGARDING SAME AND PREPARE FOR SAME (.70).	J. GRAHAM MATHERNE .80 hours at 270.00 per hour.	216.00
06/02/17	REVIEW MATERIALS REGARDING OTHER MOY TOY LITIGATION (.30); TELEPHONE CONFERENCE WITH OUTSIDE COUNSEL REGARDING SAME (.60); FURTHER PREPARATION FOR CONFERENCE CALL WITH OTHER COUNSEL (.40); CONFERENCE CALL WITH SINOR AND OTHER COUNSEL (.80); E-MAIL TO COUNSEL REGARDING REVISED/DRAFT OF WARRANTY DEED (.10).	J. GRAHAM MATHERNE 2.20 hours at 270.00 per hour.	594.00
06/12/17	E-MAIL WITH COUNSEL REGARDING RMCC BY-LAWS (.10); INITIAL REVIEW OF SAME (.60).	J. GRAHAM MATHERNE .70 hours at 270.00 per hour.	189.00
06/16/17	TELEPHONE CONFERENCE WITH E. SINOR REGARDING STATUS AND ISSUES REGARDING DECLARATORY JUDGMENT REQUEST AS TO EASEMENTS (.30); REVIEW PLEADINGS REGARDING DECLARATORY JUDGMENT AS TO EASEMENTS (.20).	J. GRAHAM MATHERNE 1.00 hours at 270.00 per hour.	270.00

CONTINUE NEXT PAGE

JEANNE BRYANT/RECEIVERSHIP MANAGEMENT, INC.  
MATTER NUMBER: 008264.000036  
INVOICE NO.: 1038561

06/19/17 FURTHER WORK REGARDING DECLARATORY JUDGMENT AS  
TO EASEMENTS.  
J. GRAHAM MATHERNE .70 hours at 270.00 per hour. 189.00

06/26/17 E-MAILS REGARDING SCHEDULING UPCOMING MEETING  
OF COUNSEL (.10); REVIEW FILE REGARDING OPEN  
ISSUES TO DISCUSS (.50).  
J. GRAHAM MATHERNE .60 hours at 270.00 per hour. 162.00

06/28/17 CONTINUED REVIEW OF FILE REGARDING ISSUES  
REGARDING RECEIVERSHIP AND POSSIBLE TRA ACTION  
AND REGARDING ISSUES REGARDING RESPONSES TO  
MOTION TO DISMISS (2.50); OUTLINING ISSUES AND  
INITIAL COMPILING OF DOCUMENTS REGARDING  
UPCOMING MEETING (.40).  
J. GRAHAM MATHERNE 2.90 hours at 270.00 per hour. 783.00

06/30/17 REVIEW 16TH RECEIVER'S REPORT (.20); FURTHER  
WORK REGARDING COMPILING OF INFORMATION FOR  
UPCOMING MEETING (.40).  
J. GRAHAM MATHERNE .60 hours at 270.00 per hour. 162.00

TOTAL SERVICES

9.50 \$2,565.00

TOTAL THIS INVOICE

\$2,565.00

PREVIOUSLY BILLED AND OUTSTANDING

\$15,011.77

TOTAL AMOUNT DUE

\$17,576.77

\*-----TIME AND FEE SUMMARY-----\*

*-----TIMEKEEPER-----*	RATE	HOURS	FEEES
J MATHERNE PARTNER	270.00	9.50	2565.00

RMI EXP RECOVERABLE LHW  
6/1/17 Through 6/30/17

7/18/17

Category Description	6/1/17- 6/30/17	OVERALL TOTAL
5100 FEES RMI		
5300-RECEIVERS FEES	-134.10	-134.10
5610-CONTRACT LABOR RMI	-1,000.45	-1,000.45
5690-RMI OH EXPENSE	-184.10	-184.10
TOTAL 5100 FEES RMI	-1,318.65	-1,318.65
5150 FEES LEGAL		
5400-LEGAL FEES	-3,898.62	-3,898.62
TOTAL 5150 FEES LEGAL	-3,898.62	-3,898.62
5300 EXPENSES		
6060-RENT	-35.46	-35.46
6205-COPIES	-4.10	-4.10
6210-POSTAGE	-3.68	-3.68
TOTAL 5300 EXPENSES	-43.24	-43.24
OVERALL TOTAL	-5,260.51	-5,260.51

IN THE CHANCERY COURT OF CUMBERLAND COUNTY, TENNESSEE  
THIRTEENTH JUDICIAL DISTRICT, AT CROSSVILLE

TENNESSEE PUBLIC UTILITY COMMISSION

Petitioner,

v.

LAUREL HILLS CONDOMINIUMS  
PROPERTY OWNERS ASSOCIATION

Respondent.

MOY TOY, LLC,

Intervening Party.

Docket No. 2012-CH-560  
Chancellor Thurman

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AFFIDAVIT OF KELLY CASHMAN-GRAMS

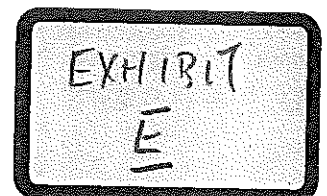
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STATE OF TENNESSEE        )  
  )  
COUNTY OF DAVIDSON        )

COMES NOW, Kelly Cashman-Grams, after being duly sworn, state as follows:

1. I am of majority age and have personal knowledge of the facts set forth herein. I submit this Affidavit in support of the Receiver's Motion for Approval and Authorization of Payment of Fees and Expenses, and Interim Taxation of Costs.

2. I am the General Counsel for the Tennessee Public Utility Commission in this matter. Pursuant to Tennessee law, the Tennessee Public Utility Commission took over the operations of the Laurel Hills Water System and moved this Court to appoint Receivership Management, Inc. as Receiver. Said Motion was granted on October 26, 2015.



3. Either I, or my staff at my direction, have reviewed the invoices for fees and expenses contained in this filing for the services performed by the Receiver for the period of June 1, 2017 through June 30, 2017 that are contained in this filing.

4. Based on my personal review, and the recommendations of my staff, I have determined that the rates being charged by the Receiver for the services provided are either at a discounted or market rate for the area.

5. Either I, or my staff at my direction, have reviewed the invoices for fees and expenses presented by the Receiver, and I have determined that all of the fees charged are fair, reasonable and proper for the services provided and that they are necessary costs of this Receivership. The invoices for fees and expenses attached as exhibits to the Receiver's Motion note the work performed, the amount charged and the person performing the work. No billings were excessive or duplicative.

6. Furthermore, either I, or my staff at my direction, have reviewed the fees and expenses for outside contractees, and, based upon this review and the recommendations of the Receiver, I have determined that both the rate and the amount of those fees and expenses are fair, reasonable and proper for the services provided.

*[intentionally blank]*

7. Pursuant to the Court's Amended Order Appointing Receiver, I request that the Court approve the fees and expenses, as submitted and supported, and that the Court (a) authorize payment to the Receiver out of receivership estate assets as requested by the Receiver; and (b) order payment of fees and expenses as an interim taxation of costs in this matter as requested by the Receiver.

**FURTHER THE AFFIANT SAITH NOT.**

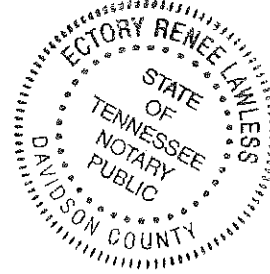
Kelly Cashman Grams  
KELLY CASHMAN-GRAMS

Sworn to and subscribed before me this

25<sup>th</sup> day of August, 2017.

R. C. R. Less  
NOTARY PUBLIC

My commission expires: 7/9/2018



IN THE CHANCERY COURT OF CUMBERLAND COUNTY, TENNESSEE  
THIRTEENTH JUDICIAL DISTRICT, AT CROSSVILLE

TENNESSEE PUBLIC UTILITY COMMISSION

Petitioner,

v.

LAUREL HILLS CONDOMINIUMS  
PROPERTY OWNERS ASSOCIATION

Respondent.

MOY TOY, LLC,

Intervening Party.

Docket No. 2012-CH-560  
Chancellor Thurman

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AFFIDAVIT OF ROBERT E. MOORE, JR.

---

STATE OF TENNESSEE        )  
  )  
COUNTY OF DAVIDSON        )

COMES NOW, Robert E. Moore, Jr., after being duly sworn, state as follows:

1. I am of majority age and have personal knowledge of the facts set forth herein. I submit this Affidavit in support of the Receiver's Motion for Approval and Authorization of Payment of Fees and Expenses and Interim Taxation of Costs.

2. I am the Chief Operations Officer of Receivership Management, Inc., the Receiver appointed in this action by the Court at the request of the Tennessee Public Utility Commission. In that capacity, I have reviewed and approved the administration of the Laurel Hills Water System ("LHWS") from the date of the Order Appointing Receiver entered by this Court on October 26, 2015.

3. The Receiver has filed a Motion for approval of fees and expenses in the LHWS Receivership. The Receiver's Motion seeks approval of the amount of fees and

EXHIBIT  
E



expenses incurred for the period of time between June 1, 2017 and June 30, 2017 that are contained in the Receiver's motion.

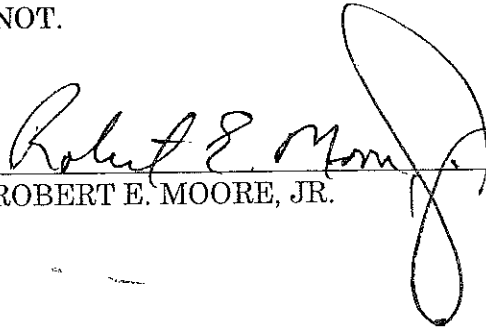
4. I have reviewed all of the fee and expense items for the staff of Receivership Management, Inc. who have performed services to this Receivership, as well as the overhead and operating charges of Receivership Management, Inc. and persons who have contracted with Receivership Management, Inc. to provide services on this receivership. The fees and expenses were necessary for the work provided and are not duplicative or excessive. I believe the fees presented for approval are fair, reasonable and proper for the services provided. I have also determined that the rates charged by these individuals for the services provided are either at a discounted or market rate for their area.

5. Therefore, I believe that all fees and expenses presented for approval contained in this filing are fair, reasonable and proper for the necessary services provided.

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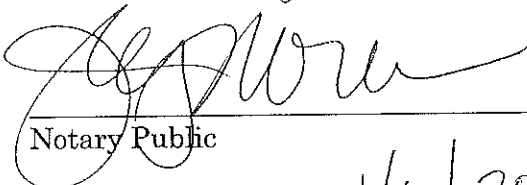
6. Based upon an initial review of financial documentation for LHWS, it appears that there are sufficient assets available to address the payment of the fees and expenses presented for approval in the Receiver's Motion over and above the assets needed for operational expenses, with the exception of the fees and expense for J. Graham Matherne, Esq. Accordingly, and pursuant to the Court's Amended Order Appointing Receiver, it is requested that the Court approve payment to the Receiver out of the assets of the Laurel Hills Water System in Receivership in the amount of \$2695.51 (i.e., the amount of all fees and expenses set forth in the Receiver's Motion, save fees and expenses attributable to Mr. Matherne), and that the Court order an interim taxation of costs to the Tennessee Regulatory Authority in the amount of \$2565.00 (i.e., the amount of fees and expenses attributable to Mr. Matherne set forth in the Receiver's Motion).

FURTHER THE AFFIANT SAITH NOT.

  
ROBERT E. MOORE, JR.

Sworn to and subscribed before me on this

22<sup>nd</sup> day of August, 2017.

  
Notary Public

Commission Expires: 1/6/2020

