

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 10-10 FILED 2017 at 2:08
AM
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Entered: _____
SUE TOLLETT, CLERK & MASTER
Cumberland County, Crossville, TN
BY CT

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

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 Nineteenth 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, 2015.¹

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.²

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 Eighteenth 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.

¹ 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.

² 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, August 7, 2017, and September 1, 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 August of 2017, 96 of the 131 customers of the LHWS timely paid their water bill. Of the 35 non-paying customers, 24 are in the Cumberland Pointe condominium units, and 11 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. Work was performed on the LHWS by the system's contract engineer, Mr. Gerald Williams, with a backhoe rented for the purpose. While performing some general installation and repair work, Mr. Williams fortuitously discovered a significant leak in one of the main service lines. The leak was at the bottom of the pipe, and the water was leaking straight into the ground, so that ground leak-sensing equipment had not previously discovered the leak. Had Mr. Williams not been working on that section of the main service line for another purpose, the leak would not have been discovered. Mr. Williams estimates that the repair of that leak has cut the water use of the LHWS down by approximately 2/3, so that daily use has been reduced from approximately 27,000 gallons down to approximately 10,000 gallons. Other minor repairs have been made by Mr. Williams. The Receiver continues to greatly appreciate the work performed by Mr. Williams for the LHWS.

8. Grading work referenced in the Receiver's previous reports has not yet commenced but is expected to start in late September or early October, 2017. A new vendor

has been selected given the fact that the previously selected vendor failed to provide the service after repeated attempts to reach him.

9. On the night and/or early morning of September 3-4, 2017, a fire broke out in one (1) of the Cumberland Pointe condominium unit buildings on Renegade Mountain. The Receiver understands that the building has eight (8) separate units, and that the entire building was completely destroyed in the fire. Each of these eight (8) units is a separate residential customer for purposes of calculating the LHWS's total customer base of 131; thus it is likely that the Receiver will report only 123 customers in its next report to the Court. From a telephone conversation with a representative of the Cumberland Pointe HOA, the Receiver understands that only three (3) of those units had been regular paying customers of the LHWS, and thus the LHWS can expect a reduction in its average annual customer receipts in the amount of \$342.72 per month. Right now, the Receiver does not know what plans the Cumberland Pointe HOA has so far as rebuilding the destroyed condominium units.

10. On September 12, 2017, the Receiver, solely in its capacity as the Receiver of the LHWS, filed a petition with the Tennessee Public Utility Commission for a Provisional Certificate of Public Convenience and Necessity to operate a water distribution system on Renegade Mountain.³ A copy of the petition, along with the direct, pre-filed testimony of Mr. Moore, is attached hereto as Exhibit A, and is incorporated herein by reference. Copies of the petition were provided by the Receiver to all parties in the instant case upon filing with the Commission.

11. As previously reported, at its docket call on August 16, 2017, this Honorable Court ordered the parties to appear at a status conference respecting the Commission's

³ *Petition for Grant of Provisional Certificate of Public Necessity and Convenience*, Docket No. 17-00098, filed with the Tennessee Public Utility Commission.

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 is set for October 23, 2017 in Crossville, Tennessee.

Current Financial Information

12. As of August 31, 2017, there was an accounts receivable past due balance of \$41,701.46.⁴ A copy of the Accounts Receivable Aging Summary as of that date is attached hereto as Exhibit B and is incorporated herein by reference.

13. As of August 31, 2017, the LHWS had a cash balance of \$19,956.89 in its main operating account; see Collective Exhibit C, attached hereto and incorporated herein by reference. The LHWS was able to meet current obligations in August of 2017.⁵ An unexpected payroll audit adjustment to the LHWS's general liability insurance policy for the previous year resulted in monies owed back to the LHWS of approximately \$14,500.00. A reimbursement check in the amount of \$6291.84 was received by the LHWS in September, 2017, with the remainder of the balance being applied to the 2017-18 policy year, resulting in a significant general liability insurance prepaid expense. This general liability insurance policy audit adjustment was a significant reason for the LHWS's improved balance sheet and cash flow projection referenced below.

Current Modified Accrual Basis Financial Documents & Current Estimated Surplus

14. As previously reported, even laying aside Mr. Matherne's current and projected fees and expenses, the LHWS still faces potential financial deficits. In its

⁴ Of this amount, \$4074.80 is less than a month past due, and \$37,626.66 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.

⁵ 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.

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 \$4600.00.⁶

15. The Receiver has generated a number of internal, unaudited financial documents prepared on a modified accrual basis, which are attached hereto as Collective Exhibit D 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 August 31, 2017; and (3) a cash flow statement showing projected cash flows for the month of September, 2017. Actual cash receipts and disbursements for August of 2017 for the LHWS are contained in a spreadsheet that is attached hereto as Exhibit E and is incorporated herein by reference.

16. The Receiver continues to estimate that the LHWS will lose on average \$1423.00 per month.⁷ For purposes of generating a balance sheet, only current assets, prepaid expenses and known current receivables 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 an \$11,610.81 surplus as of August 31, 2017.⁸ The cash flow

⁶ 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. For purposes of estimating the projected deficit, it is assumed that RMI and Mr. Sinor's fees and expenses will total \$6000.00 per month.

⁷ Id. See Collective Exhibit D.

⁸ This amount is significantly higher than the previous month. The majority of the increase results from an unexpected payroll audit readjustment received from the LHWS's general liability carrier in September of 2017, as referenced above, but is mitigated by (1) a higher estimate for the grading work for the newly selected vendor, and (b) a reserve created for survey work to be performed on Renegade Mountain.

statement shows the LHWS having sufficient cash to meet its needs in the month of September, 2017.

Fees and Expenses of Receiver

17. 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.⁹

18. As shown in Collective Exhibit F, 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 estate for the period of July 1, 2017 through July 31, 2017 in the amount of \$1388.50.¹⁰ 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 F for the period July 1, 2017 through July 31, 2017 in the amount of \$1582.00. 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 F for the period July 1, 2017 through July 31, 2017 in the amount of \$3699.00.

⁹ Amended Order Appointing Receiver, entered April 21, 2016, at ¶ 10, pp. 4-6.

¹⁰ This figure includes normal overhead and operating costs and expenses, charged by Receivership Management, Inc., for the period of July 1, 2017 through July 31, 2017, which total \$215.35.

19. As further shown in Collective Exhibit E, 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 estate for the period of August 1, 2017 through August 31, 2017 in the amount of \$1443.00.¹¹ 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 F for the period August 1, 2017 through August 31, 2017 in the amount of \$2846.91. 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 F for the period August 1, 2017 through August 31, 2017 in the amount of \$3402.00.

20. 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 G and incorporated herein by reference; *see also* Affidavit of Robert E. Moore, Jr., attached hereto as Exhibit H and incorporated herein by reference.

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

- a. for Mr. Moore & others at the Receiver for July of 2017: \$1388.50;
- b. for Mr. Sinor working under Mr. Moore for July of 2017: \$1582.00;
- c. for Mr. Matherne working under Mr. Moore for July of 2017: \$3699.00;

¹¹ This figure includes normal overhead and operating costs and expenses, charged by Receivership Management, Inc., for the period of August 1, 2017 through August 31, 2017, which total \$248.10.

- d. for Mr. Moore & others at the Receiver for August of 2017: \$1443.00;
- e. for Mr. Sinor working under Mr. Moore for August of 2017: \$2846.91; and,
- f. for Mr. Matherne working under Mr. Moore for August of 2017: \$3402.00.

22. 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 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

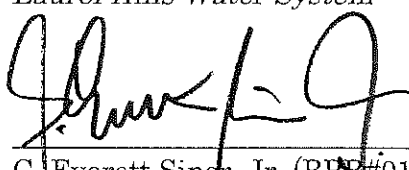
Accordingly, the Receiver respectfully **MOVES** this Court for an order approving the fees and expenses as set forth herein in the aggregate amount of \$14,361.41, and further **MOVES** this Court to (a) authorize payment of fees and expenses out of Laurel Hills Water System in Receivership estate's funds in the amount of \$7260.41 (constituting all fees and expenses save Mr. Matherne's); and (b) tax costs to the Commission on an interim basis in the amount of \$7101.00 (constituting the amount of Mr. Matherne's fees and expenses).

DATED: October 9, 2017.

Respectfully Submitted,

Laurel Hills Water System in Receivership

By: 
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*


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 permission
granted on
9/25 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

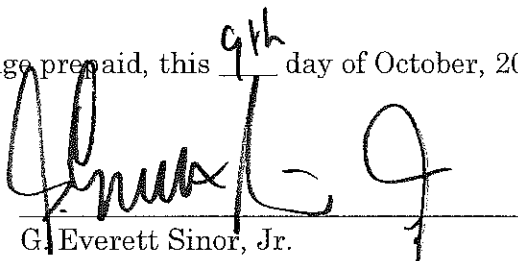
James L. Gass, Esq.
Ogle, Gass & Richardson
Counsel for Laurel Hills Condominiums
Property Owners Association
103 Bruce Street
Sevierville, Tennessee 37862

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 ^{9th} day of October, 2017.


G. Everett Sinor, Jr.

G. Everett Sinor, Jr.
Attorney at Law

September 12, 2017

Ms. Sharla Dillon
Dockets and Records Manager
Tennessee Public Utility Commission
Andrew Jackson Building
502 Deaderick Street, Fourth Floor
Nashville, Tennessee 37243

RE: *Filing of Petition of Receivership Management, Inc., solely in its capacity as Receiver of the Laurel Hills Water System in Receivership for a Limited Certificate of Public Convenience and Necessity*

HAND-DELIVERED & ELECTRONIC MAIL

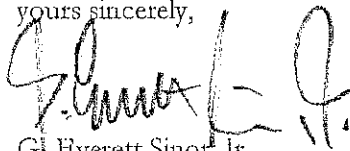
Dear Ms. Dillon:

Please find enclosed herewith an original and five (5) copies of the Petition of Receivership Management, Inc., solely in its capacity as Receiver of the Laurel Hills Water System in Receivership [hereinafter "LHWS"] for a Provisional Certificate of Public Convenience and Necessity, along with Mr. Robert E. Moore, Jr.'s Pre-Filed Direct Testimony. Please stamp file and return one (1) copy to me.

Should you have any questions, please do not hesitate to contact me.

Thanking you for your consideration of this matter, I am,

yours sincerely,



G. Everett Sinor, Jr.
Attorney at Law

Enclosures

cc: Aaron Conklin, Esq.
Scott D. Hall, Esq.
Roger York, Esq.
Vance Broemel, Esq.
James L. Gass, Esq.



BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION
AT NASHVILLE, TENNESSEE

IN RE:

PETITION OF THE LAUREL HILLS
WATER SYSTEM IN RECEIVERSHIP

FOR A PROVISIONAL CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY

} DOCKET NO. 17-_____

PETITION FOR GRANT OF PROVISIONAL CERTIFICATE OF
PUBLIC CONVENIENCE AND NECESSITY

COMES NOW, the Petitioner, Receivership Management, Inc. [hereinafter "RMI or the "Receiver" or the "Petitioner"], by Robert E. Moore, Jr., Attorney and Chief Operations Officer of RMI, the court appointed Receiver of the Laurel Hills Water System [hereinafter the "LHWS"] that was previously controlled by Laurel Hills Condominiums Property Owners Association [hereinafter the "Laurel Hills Condominiums POA"], and petitions the Tennessee Public Utility Commission [hereinafter the "Commission"], solely in its capacity as the Receiver of the LHWS, and on the LHWS's behalf, for a Provisional Certificate of Public Convenience and Necessity [hereinafter a "CCN"] to operate a water distribution system within a development in Cumberland County, Tennessee, known as Renegade Mountain.

Before setting out the particulars of the application, a very brief review of the recent history of the LHWS is in order. The LHWS, by order of the Cumberland County Chancery Court, was placed into receivership on October 26, 2015¹, and the Receiver of the LHWS

¹ *Tennessee Regulatory Authority v. Laurel Hills Condominiums Property Owners Association*, Docket No. 2012-CH-560, Cumberland County Chancery Court.

was appointed by the Chancellor at that time. Both the Commission and the owner of the LHWS at that time, the Laurel Hills Condominiums POA, consented to placing the LHWS into receivership, pursuant to and in accordance with what has become a contested settlement agreement (*see* footnote 3). The Laurel Hills Condominiums POA had owned and operated the LHWS since its conveyance from a related but distinct entity, Moy Toy, LLC, in May of 2011. In 2012, the Laurel Hills Condominiums POA had filed a petition with the Commission for a CCN to operate the LHWS.² That petition was denied by the Commission and the Commission ordered the Laurel Hills Condominiums POA to divest itself of the LHWS. The denial and divestment order was upheld upon appeal. At some time either during this dispute, or when the Commission Staff as a party and the Laurel Hills Condominiums POA were negotiating the settlement agreement to place the LHWS into receivership, Laurel Hills Condominiums POA conveyed at least portions of the LHWS back to Moy Toy, LLC in what was described in the conveyance documents as “in lieu of foreclosure”. Until the LHWS was placed into receivership in October of 2015, the LHWS had been owned and operated by the Laurel Hills Condominiums POA without a CCN.

Accordingly, pursuant to Order of the Chancery Court of Cumberland County and taking only that which was conveyed in the currently disputed settlement agreement, the Receiver took title and possession of the LHWS³, and commenced operations of the LHWS, without possessing a CCN issued by the Commission. Furthermore, consistent with, and as contemplated by, the Order Appointing Receiver, the Receiver filed a petition with the Commission in 2016, seeking the approval and/or recommendation of an adjustment of its

² Petition of Laurel Hills Condominiums Property Owners Association for a Certificate of Public Convenience and Necessity, Commission Docket No. 12-00030, filed April 10, 2012; amended petition filed August 3, 2012.

³ There have been questions raised about whether Laurel Hills Condominiums POA complied with the settlement agreement between it and the Commission, and whether it has conveyed (or caused others to convey) all the distinct property rights in and to the LHWS to the Receiver. These issues are currently being litigated as between Moy Toy, LLC, Laurel Hills Condominiums POA and the TPUC.

rates and charges.⁴ That petition was granted by the Commission as a recommendation to the Cumberland County Chancery Court. A new rate and rating rules was eventually established by Chancellor Thurman, with the new rate and rating rules put in place as of July 1, 2016.

Thus, the Receiver currently is operating the LHWS without a CCN and with a rate and rating rules established by the Cumberland County Chancery Court under that court's supervision. Accordingly, this petition is different in character from most all of the Commission's other CCN petitions, in that the Petitioner is seeking a CCN relative to a water system that it currently operates as Receiver, and for which a rate and rating rules have already been established.

The Receiver would also note that the request set forth herein seeks a grant of a provisional CCN because, at this juncture, the entire property rights and interests, which the Receiver understands would be necessary for a CCN, are in dispute – i.e. the litigation on-going as to the purported settlement agreement as between Laurel Hills Condominium POA and the Commission (see footnote 3) and also a petition for condemnation or declaration of property rights being pursued by the Receiver in Cumberland County Circuit Court (LHWS, in Receivership v. Moy Toy, LLC and Terra Mountain Holdings, LLC, Docket CCI-2016-CV-6201). The Receiver seeks this provisional CCN as to the existing water utility without prejudice to any position it is taking as to the ability or necessity to claim a service area or service rights beyond any now-existing infrastructure of the water utility. The Receiver so reserves these positions due to the obligations it has under the orders issued by Chancellor Thurman in the pending receivership proceeding. Dependent upon being able to secure the necessary property interests in the above-referenced litigation, the

⁴ Petition for Emergency Relief of Laurel Hills Water System in Receivership for Approval of Adjustment of its Rates and Charges, Commission Docket No. 16-00012, filed January 28, 2016.

Receiver reserves the ability to relinquish any provisional CCN obtained, all pursuant to proceedings before Chancellor Thurman in the Chancery Court of Cumberland County.

With that as background, the Commission has provided an informational document designed to assist applicants for CCNs. Here follows information recommended in that document. The pre-filed direct testimony of Mr. Moore will be filed contemporaneously with this petition and is incorporated herein by reference.

1. **A Description of the Service the Applicant Proposes to Render.** The LHWS currently provides water service only, and that is the only service the LHWS proposes to render.
2. **A Description of the Territory to be Served and a Map Showing the Territory.** The LHWS currently provides water service for the residents of Renegade Mountain, a mountain located just East of the City of Crab Orchard, Tennessee, and just South of Interstate 40. This is the territory to be served, but this application focuses upon the LHWS's currently existing pipes and infrastructure and attendant areas from which water service would be convenient in relation to exiting pipes and infrastructure, without waiver to assert in the on-going litigation referenced above that the service area and/or service rights are greater. A map of the territory will be submitted as late filed Exhibit A, and is incorporated herein by reference.
3. **A Copy of the Franchise Granted by the City, if Applicable.** Not Applicable.
4. **A Description of Any Proposed Franchise Fee.** None.
5. **If Applicable, Information Regarding Existing Franchises for the Same Type of Utility Service in the Same Municipality or County.** To the Petitioner's knowledge, there are only two (2) water systems in the same municipality or county—the City of Crossville water system, and the Crab Orchard Utility

District. To the Petitioner's knowledge, both of these water systems are utility districts that are not subject to Commission regulation. The Crab Orchard Utility District currently provides on a wholesale basis the water used by the LHWS.

6. **A Statement of Public Need for the Service, Which Includes an Estimate of the Number of Customers to be Served Initially and any Estimates for Growth.** The only available water system/utility district that could own and operate a viable water system for the residents of Renegade Mountain is the Crab Orchard Utility District [hereinafter the "COUD"]. The COUD is unwilling to assume this service at this time, and this has been conveyed to the Petitioner on numerous occasions. A letter from the COUD to this effect will be provided as a late filed exhibit if needs be, or if required by the Commission. There are currently 48 billed residential customers, 1 of which is Cumberland Pointe condominiums, which has 84 units, for a total of 131 customers being served by the LHWS.⁵ There is an ongoing development on Renegade Mountain (the Eagles' Nest development) that does not have houses currently under construction. Further estimated development is dependent upon there being a reliable on-going source of potable water available for such development.
7. **If Applicable, Documentation Indicating that Other Public Utilities, Utility Districts, or Governmental Units In or Near the Affected Area are Unable or Unwilling to Provide Service to the Affected Area.** See answer to Number 6.

⁵ It should be noted that, just prior to this petition being filed, one of the Cumberland Pointe condominium buildings burnt to the ground. The building had 8 units; on information and belief, only 1 unit was occupied, but each of those 8 units is considered a "customer" by LHWS and is counted towards the total customer base of 131, and thus it is likely that the LHWS's customer base has now dropped to 123.

8. **If Applicable, Documentation of Notice, to be Provided in Conjunction with the Filing of the Petition, to any Public Utility Operating in the Municipality or Territory Affected Whose Route, Plant, Line, or System may be in Competition with the Proposed Route, Plant, Line, or System.** Not Applicable; however, a copy of this petition is being provided to counsel for the Crab Orchard Utility District as a courtesy, given its proximity to the LHWS and the fact that it provides water on a wholesale basis to the LHWS.
9. **Engineering and Construction Plans.** The Petitioner has engineering plans regarding the anticipated development of Eagles' Nest. Otherwise, the existing pipes and infrastructure of the water system have been in place for many years. If feasible, and dependent upon issues being litigated in the referenced, on-going litigation, the Petitioner will obtain engineering plans regarding the rehabilitation of the water tower located on Renegade Mountain and other needed repairs, replacements and extensions. As noted herein, the Petitioner reserves the position in the on-going litigation that it has water utility service rights that extend beyond that which is currently being served.
10. **A Current Financial Statement of the Company.** Current financial statements for the LWHS, taken from the Petitioner's 18th Receiver's Report, are attached hereto as Exhibit B and are incorporated herein by reference.
11. **A Detailed Estimate of the Cost of Construction of the System.** Not applicable as the water system is in place (without waiver of the position that service rights exist beyond that which is currently being served). See ¶ 9 above.

12. **Pro Forma Statement of the Cost of Operating the System for the First Five Years.** See the response to paragraph 10, above, for the LHWS's current financial statement. A pro forma statement for the next year will be submitted as late filed exhibit C.
13. **An Analysis of Projected Customer Growth for the First Five Years.**
Information as to projected customer growth is not available as the plans for future development by any developer are unknown, but such growth will be dependent upon the ability to provide a reliable source of potable water.
14. **Details of any Proposed Financing.** None at this time.
15. **A List of the Rates the Company Proposes to Charge its Customers and How the Rates were Determined.** As stated above, the LHWS filed an emergency petition with the Commission to establish a new rate and rating rules. With a recommendation of the Commission, and by order of the Cumberland County Chancery Court, the new rate and rating rules were established, effective July 1, 2016. A copy of the order entered by Chancellor Thurman is attached hereto as Exhibit D and is incorporated herein by reference. No modification to this rate and rating rules is being sought by the instant petition.
16. **A Description of the Type of Entity which will Own the System Together with Proof of the Existence of the Utility.** A receivership estate, the Laurel Hills Water System in Receivership, owns the LHWS, that estate having been created by the Cumberland County Chancery Court. A certified copy of the Order Appointing Receiver is attached hereto as Exhibit E and is incorporated herein by reference, which provides proof of the existence of the

utility and the receivership estate, the entity which owns the LHWS, as well as the Petitioner, RMI, the entity appointed to administer the estate.⁶

17. **If the Entity is a Corporation, Partnership, or Limited Liability Corporation, a Copy of Certificate of Good Standing from the State of Tennessee.** Not Applicable. RMI is filing this petition solely in its capacity as the receiver of the LHWS. RMI does not own the LHWS, but merely administers the receivership estate. If requested by the Commission, a certificate of good standing for RMI will be provided as a late-filed exhibit.
18. **The Names and Addresses of the Owners of the Company and the Percentage of Ownership of Each.** The LHWS is owned by a receivership estate, an estate created by order of the Cumberland County Chancery Court, and without traditional "owners" as one might expect from a corporation, LLC or similar type of entity.
19. **(Gas Companies Only). Acknowledgment of Requirements with respect to the Gas Pipeline Safety Act.** Not Applicable.
20. **Any Other Relevant Information.** Any other relevant information sought by the Commissioner will be provided upon request.

Here follows the name, title address, and telephone number of the person who should be contacted in connection with the following:

General management duties and customer relations (complaints): Mr. Robert E. Moore, Jr.; Chief Operating Officer of Receivership Management, Inc., the court appointed Receiver of the Laurel Hills Water System; 1101 Kermit Drive, Suite 735, Nashville, Tennessee 37217; Telephone Number: 615.370.0051.

⁶ 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.

Engineering operations, meter tests and repairs, and emergencies during non-office hours: Mr. Gerald Williams; Contract Engineer for the LHWS; 2089 East First Street, Crossville, Tennessee 38555; Telephone Number: 931.261.4583

WHEREFORE, PREMISES CONSIDERED, the Petitioner requests the following:

1. that the Commission issue a Provisional Certificate of Public Convenience and Necessity to operate the Laurel Hills Water System in areas where it is now located on Renegade Mountain in Cumberland County, without waiver of position that the service rights of the water system are beyond the areas currently being serviced;
2. that the Commission expedite review of this petition, given that the LHWS is already being operated by the Receiver in accordance with the Order Appointing Receiver entered by the Chancellor Thurman of the Cumberland County Chancery Court; and,
3. that the Commission grant to the Petitioner such other, further or different relief to which it is entitled.

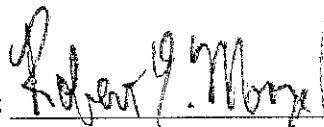
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DATED: September 12, 2017

Respectfully Submitted,

Receivership Management, Inc., the Court
Appointed Receiver of the Laurel Hills
Water System

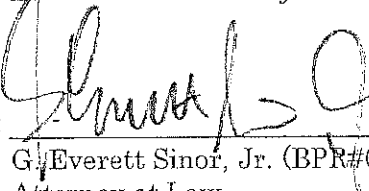
By:


Robert E. Moore, Jr. (BPR#013600)
Chief Operations Officer
1101 Kermit Drive, Suite 735
Nashville, Tennessee 37217
615-370-0051 (Phone) / 615-373-4336 (Facsimile)
rmoore@receivermgmt.com (Email)

*1 by J. Moore
permission granted
on 9/20/17*

*Court Appointed Receiver for
Laurel Hills Water System*

By:


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

Counsel for Receivership Management, Inc.

Certificate of Service

The undersigned hereby certifies that a true and correct copy of the foregoing Petition 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

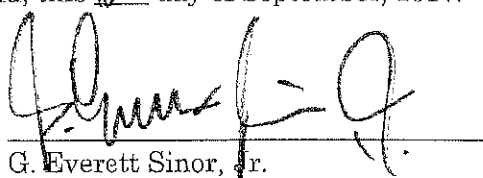
James L. Gass, Esq.
Ogle, Gass & Richardson
Counsel for Laurel Hills Condominiums
Property Owners Association
103 Bruce Street
Sevierville, Tennessee 37862

Scott D. Hall, Esq.
Counsel for Moy Toy, LLC
Counsel for Terra Mountain, 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 Mail, postage prepaid, this ^{12th} day of September, 2017.


G. Everett Sinor, Jr.

A MAP OF THE TERRITORY
RELATIVE TO THE PETITIONER'S REQUEST FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

TO BE LATE FILED AS EXHIBIT A *to CCN Petition*

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

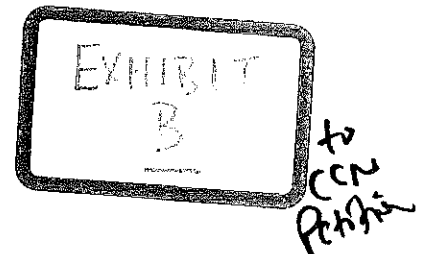
Current Assets

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>	
Total Current Assets		\$17,592.70

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>	
Total Liabilities		<u>\$17,322.17</u>
Surplus (Deficit)		\$270.53

* 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

Starting Balance (7/31/2017)		\$14,142.54
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>
Projected Ending Balance (7/31/2017)		\$12,753.44

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

Estimated Monthly Income Statement - LHWS*

Income

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

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>	
Average Expenses		\$12,823.00
Projected Monthly Income (Deficit)		-\$1,423.00

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

PRO FORMA FINANCIAL STATEMENT

TO BE LATE FILED AS EXHIBIT C for CCN ^{revisions}

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

TENNESSEE REGULATORY AUTHORITY

v.

LAUREL HILLS CONDOMINIUMS
PROPERTY OWNERS ASSOCIATION

Docket No. 2012-CH-560
Chancellor Thurman

ORDER INSTITUTING NEW RATE STRUCTURE AND NEW RATE

At argument conducted on or about the 9th day of June, 2016, the petition of movant, Receivership Management, Inc. [hereinafter the Receiver], to modify this Honorable Court's October 16, 2013 order and institute a new rate structure and new rate for the Laurel Hills Water System in Receivership was heard.

The Receiver's motion being well taken, it is ORDERED, ADJUDGED, and DECREED that this Honorable Court's October 16, 2013 Order in the above-styled matter is MODIFIED, and a new rate structure and new rate APPROVED for the Laurel Hills Water System in Receivership, as follows:

SCHEDULE OF RATES AND CHARGES

Customer Use Rate: \$114.24 per month

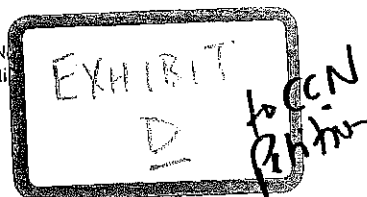
~~Pump Repair Special Assessment: \$6.55 per month for 4 months~~ *my*

Customer Tap Fee: \$1000.00 per connection

Connection Charge/Reconnection Charge: Previous unpaid Customer Use Rate Amounts

RATE STRUCTURE & RULES

- The tap fee will apply only to those new customers who physically tap onto the current main line of the LHWS.



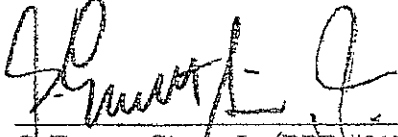
- All improved lots with a physical tap onto the LHWS shall be billed for LHWS service and shall be required to pay the newly instituted rate, starting as of the date when the new LHWS rate is instituted, no matter the amount of LHWS water utilized.
- Any reconnection to the LHWS after institution of the new rate shall only be permitted when all past due balances owed to the LHWS are cleared, starting as of the date when the new LHWS rate is instituted.

It is further ORDERED, ADJUDGED, and DECREED that such new rate structure be implemented to be effective on July 1, 2016, and that such new rates be applied to all new and existing customers of the Laurel Hills Water System in Receivership, effective upon that date.

ENTERED this 9th day of July, 2016.


The Honorable Ronald Thurman, Chancellor

PREPARED FOR ENTRY:



G. Everett Sinor, Jr. (BPR #017564)
Attorney at Law
Counsel for Receivership Management, Inc.
3504 Robin Road
Nashville, Tennessee 37204
615.969.9027
Everett.Sinor@gmail.com

Certificate of Service

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

Shiva K. Bozarth, Esq.
Chief of Compliance
Counsel for Tennessee Regulatory Authority
502 Deaderick Street, Fourth Floor
Nashville, Tennessee 37243

Donald Scholes, Esq.
Benjamin Gastel, Esq.
Branstetter, Stranch & Jennings
Counsel for Laurel Hills Condominiums
Property Owners Association
227 Second Avenue North, Fourth Floor
Nashville, Tennessee 37201

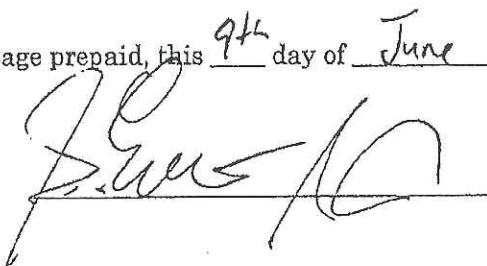
Melanie Davis, Esq.
Kizer & Black
329 Cates Street
Maryville, Tennessee 37801

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

G. Everett Sinor, Jr., Esq.
Counsel for Receivership Management, Inc.
3504 Robin Road
Nashville, Tennessee 37204

via the United States Mails, postage prepaid, this 9th day of June, 2016.



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

TENNESSEE REGULATORY AUTHORITY)
)
Petitioner,)
)
v.)
)
LAUREL HILLS CONDOMINIUMS)
PROPERTY OWNERS ASSOCIATION)
)
Respondent.)

No. 2012-CH-560
Chancellor Thurman

FILED
Date 10-26 2015 at 10:25 AM
Entered: 10-26-15
SUE TOLLETT, CLERK & MASTER
Cumberland County, Crossville, TN

ORDER APPOINTING RECEIVER

1. Pursuant to the motion filed on October 26, 2015, by the Petitioner, Tennessee Regulatory Authority ("Authority"), pursuant to T.C.A. § 65-3-105¹ and T.C.A. § 29-1-101, and upon good cause shown, the Court appoints Receivership Management, Inc. of Brentwood, Tennessee as Receiver for the water system controlled by Respondent, Laurel Hills Condominium Property Owners Association ("Laurel Hills").

2. The appointment of Receivership Management, Inc. as Receiver of Laurel Hills' water system is based upon, arises out of and/or is derived from the activities described in the Petition for Appointment of Receiver. Through this appointment, the Court deems the Receiver as a party to these proceedings.

3. Receivership Management, Inc., as Receiver, is directed forthwith to take exclusive custody, control and possession of all bank accounts, goods, chattels, causes of action,

¹ The provisions of T.C.A. § 65-3-105 are made applicable to public utilities regulated by the Petitioner pursuant to T.C.A. § 65-4-105.

EXHIBIT
E to CN
Petition

STATE OF TENNESSEE, COUNTY OF CUMBERLAND
I, THE UNDERSIGNED, CLERK & MASTER OF SAID
COUNTY AND STATE, DO HEREBY CERTIFY THAT
THIS IS A TRUE AND CORRECT COPY OF THE
ORIGINAL OF THIS INSTRUMENT.

THIS 26 DAY OF October, 2015
Sue Tollett
CLERK & MASTER

credits, monies, investments, stocks, shares, effects, books and records of account and other papers and property or interests owned or held by the Respondent relating in whole or in part to the water system, with full power to sue for, collect, receive and take possession of such properties and to conserve and administer them under the general supervision of the Court.

4. Receivership Management, Inc., as Receiver of Laurel Hills' water system, shall forthwith contact all financial, agency, trust or depository institutions ("financial institutions") maintaining accounts on behalf of Respondent, Laurel Hills relating in whole or in part to the water system and employ whatever lawful means necessary to secure the funds in these, and any other accounts, for the Receivership, and to amend the signature cards so that only those persons approved by the Receiver shall be permitted to withdraw upon such accounts.

5. Receivership Management, Inc., as Receiver of Laurel Hills' water system, shall secure from any financial institution; wherever located, where Laurel Hills maintains property or accounts, the funds within financial institution accounts and all financial information concerning all such accounts. Said financial institution shall provide those funds and the information to the Receiver.

6. All persons, firms, corporations and associations, including but not limited to Respondent, Laurel Hills, and its officers, directors, stockholders, members, subscribers, agents and all other persons in active concert or participation with it, are prohibited and enjoined from the transaction of further business of the Respondent's water system; from the waste, transfer or disposition of property of the Respondent's water system; from doing any act or thing whatsoever to interfere with the taking control, possession and administration by the Receiver of the receivership properties or to in any way interfere with the Receiver, or to harass or interfere with the Receiver, or to interfere in any manner with the exclusive jurisdiction of this Court over

the receivership properties; from the institution or further prosecution of any actions or proceedings, except within this receivership itself; from the making of any sale or deed for nonpayment of taxes or assessments that would lessen the value of the assets of the Respondent; from the withholding from the Receiver of books, accounts, documents or the records relating to the business of the Respondent; from any other threatened or contemplated action that might lessen the value of the Respondent's assets or prejudice the rights of investors, creditors or any proceeding under the Receivership; or the obtaining of preferences, judgments, attachments or other liens, or the making of any levy against the Respondent or against its assets or any party thereof or from enforcing any lien upon, or taking or attempting to take possession of, or retaining possession of, any receivership property or attempting to foreclose, forfeit, alter or terminate any interests of the Respondent, in any property, whether such acts are part of a judicial proceeding or otherwise, until further order of this Court; from accelerating the due date of any obligation or claimed obligation; and that this Court further authorizes the Receiver to apply outside of Tennessee for the relief above described.

7. Pursuant to Tenn. Code Ann. § 65-3-105 and Tenn. Code Ann. §§ 29-1-101 *et seq.*, the officers, managers, directors, trustees, owners, employees or agents of Respondent, Laurel Hills, and any other persons with authority over or in charge of any segment of the Respondent's affairs and persons in control of assets, books and records of the receivership entities, or their physical locations, including but not limited to any offices of the Respondent, are required to cooperate with the Receiver in the carrying out of the Receivership. The term "person" shall include any person who exercises control directly or indirectly over activities of the Respondent through any holding company or other affiliate of the Respondent. "To cooperate" shall include, but shall not be limited to, the following: (1) to reply promptly in

writing to any inquiry from the Receiver requesting such a reply; (2) to make available to the Receiver any books, bank and investment accounts, documents or other records or information or property of or pertaining to the Respondent and/or in possession, custody or control of the Respondent, which relate to, arise out of or are derived from the activities described in the Petition for Appointment of Receiver, Restraining Order, and Temporary and Permanent Injunction Complaint. No person shall obstruct or interfere with the Receiver in the conduct of this Receivership.

8. All customers of and vendors/suppliers to Laurel Hills are hereby ordered to cooperate with reasonable requests of the Receiver regarding information and documentation concerning services received from Laurel Hills or services or goods provided to Laurel Hills.

9. No person shall obstruct or interfere with the Receiver in the conduct of this Receivership, and efforts to obstruct will be dealt with by the Court upon the Receiver's filing for contempt.

10. Receivership Management, Inc., as Receiver, is authorized to employ such counsel, professional advisors, clerks or assistants as deemed necessary. The persons employed under this section shall serve at the direction of the Receiver. The compensation of the Receiver, counsel, clerks and assistants and all expenses of taking possession of Laurel Hills' water system and conducting the proceeding (hereinafter "Receivership fees and costs") shall be submitted monthly, shall be approved by the Court and shall be paid out of the funds or assets of Laurel Hills' water system, if such funds are available. If, through the progression of the Receivership, funds or assets of Laurel Hills' water system are not available to pay Receivership fees and costs, then those fees and costs will be taxed as court costs to be paid by the Authority to the Receiver. In such instance(s), the Receiver will present the Receivership fees and costs to the Court for

approval as a request for interim taxing of costs while simultaneously invoicing the Receivership fees and costs to the Authority, who will pay the Receivership fees and costs upon approval of the Court. The Authority reserves the ability to recoup amounts so paid if later there are assets or funds available for such recoupment. The Receivership fees and expenses will generally consist of services rendered by the Receiver's president, Jeanne B. Bryant, billed at \$ 163 hour, expenses and costs of other staff employed by the Receiver, normal overhead costs of the Receiver and professional fees and expenses incurred by the Receiver, the hourly billing rate of its principal counsel. The Receiver will present motions monthly to the Court for approval of the Receivership fees and costs. If the motions are unopposed after being on file for ten (10) calendar days, then the Court shall order their approval, absent question raised by the Court upon its review. If a motion for approval of Receivership fees and costs is opposed, it will be set for hearing at the next available time on the Court's docket in Cumberland County, Tennessee or elsewhere if circumstances so dictate.

11. If the taxation to, and payment of, Receivership fees and costs by the Authority becomes onerous to the Authority, it may move the Court to relieve it of the obligation of such taxation and payment. The Receiver reserves the ability to move the Court to be relieved of its position if payment of Receivership fees and costs is jeopardized or not otherwise provided for.

12. The Receiver is ordered to make an accounting to the Court no less frequently than semi-annually. The report shall include the Receiver's opinion as to the likelihood that additional action under T.C.A. § 65-3-105 and/or §§ 29-1-101, *et seq.* will be necessary.

13. The Receiver may take such action as it deems necessary or appropriate to reform, revitalize and/or rehabilitate Laurel Hills' water system. It shall have all the powers of the directors, officers and managers, whose authority shall be suspended, except as such is

re-delegated by the Receiver. It shall have full power to direct and manage, to hire and discharge employees, subject to any contract rights they may have, and to deal with the property and business of Laurel Hills' water system. The Receiver is empowered to petition the appropriate regulatory authority or tribunal to address changes in the rates charged for Laurel Hills' water system's services. The Receiver may consult and cooperate with other state and federal authorities who may have jurisdiction over any parts of the property and business of Laurel Hills' water system, including, but not limited to, any ancillary liquidator who may be appointed. In addition, the Receiver shall have any other powers given by state law.

14. If it appears to the Receiver that there has been criminal or tortious conduct, or breach of any contractual or fiduciary obligation detrimental to Laurel Hills, by any officer, manager, agent, broker, employee or other person, it may pursue all appropriate legal remedies on behalf of Laurel Hills's water system, including, but not limited to, the making of criminal referrals to the appropriate state and/or federal authorities/law enforcement agencies and the institution of civil actions on behalf of Laurel Hills' water system or on behalf of Laurel Hill's water system's creditors and claimants.

15. If the Receiver determines that reorganization, consolidation, conversion, merger, dissolution, liquidation or other transformation of Laurel Hills' water system is appropriate, it shall prepare a plan to effect such changes, including, if necessary, the liquidation and sale of all of Laurel Hill's water system assets. Upon application of the Receiver for approval of the plan, and after such notice and hearing as the Court may prescribe, the Court may either approve or disapprove the plan proposed, or may modify it and approve it as modified. Any plan approved under this section shall be, in the judgment of the Court, fair and equitable to all parties concerned. If the plan is approved, the Receiver shall carry out the plan.

16. The Receiver shall have the power to avoid fraudulent transfers. Every transfer made or suffered and every obligation incurred by Laurel Hills within one (1) year prior to the filing of a successful Petition for Receivership is fraudulent as to then existing and future creditors, if made or incurred without fair consideration, or with actual intent to hinder, delay or defraud either existing or future creditors. Transfers which are considered fraudulent may be voided by the Receiver, except as to a person who, in good faith, is a purchaser, lienholder or obligee, who, in good faith, has given a consideration less than fair for such transfer, lien or obligation, may retain the property, lien or obligation as security for repayment. The Court may, on due notice, order any such transfer or obligation to be preserved for the benefit of the estate, and, in that event, the Receiver shall succeed to and may enforce the rights of the purchaser, lienholder or obligee.

17. Laurel Hills and/or its counsel will immediately inform the Receiver of all legal proceedings to which Laurel Hills is a party or in which Laurel Hills is involved (e.g., receipt of a subpoena, etc.). Any court in this State before which any action or proceeding in which Laurel Hills is a party, or is obligated to defend a party, shall stay the action or proceeding for one hundred twenty (120) days and such additional time as is necessary for the Receiver to obtain proper representation and prepare for further proceedings. The Receiver shall take such action respecting the pending litigation as it deems necessary in the interest of justice and for the protection of creditors, investors and the public. The Receiver shall immediately consider all litigation pending outside this State and shall petition the Courts having jurisdiction over that litigation for stays whenever necessary to protect the estate of Laurel Hills.

18. No statute of limitations or defense of laches shall run with respect to any action by or against Laurel Hills's between the filing of the Petition for Order directing Receivership

Management, Inc. to serve as Receiver for Laurel Hills's water system and the entry of the Order granting or denying this Petition. Any action against Laurel Hills that might have been commenced when the Petition was filed may be commenced for at least sixty (60) days after this Order Appointing Receiver is entered. Any such action filed against Laurel Hills, as well as actions pending against Laurel Hills, may be subject to dismissal if the Court approves, as part of any plan recommended to it (as referenced in Paragraph 14 above), that all claims as against Laurel Hills' water system be handled through a unified proof of claim process within the Receivership. The Receiver may, upon entry of this Order, within one (1) year, or such other longer time as applicable law may permit, institute an action or proceeding on behalf of Laurel Hills' water system upon any cause of action against which the period of limitation fixed by applicable law has not expired at the time of the filing of the Petition upon which this Order is entered.

19. The Receiver, and its employees, agents, representatives or counsel, shall not be held personally responsible for any claims against Laurel Hills' water system which existed, arose, matured or vested prior to the Receiver's appointment.

20. The Receiver, and its employees, agents, representatives or counsel, shall not be held personally responsible for amounts of funds, goods or services already provided or extended to Laurel Hills' water system, or which will be provided or extended to Laurel Hills' water system in the future.

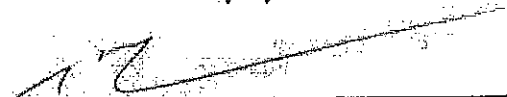
21. Pursuant to T.C.A. § 29-1-104, the Receiver will post a bond of \$ Waived with the Cumberland County Clerk & Master within five (5) business days of the entry of this Order. This Order will be effective, however, during the five (5) day period and will be effective thereafter. The beneficiary of the bond will be the Laurel Hills' water system Receivership

estate and, therefore, the costs of the bond will be paid with funds available to Laurel Hill's Receivership estate or will be taxed as costs and paid by the Authority as outlined in Paragraph 10 above.

It is so ORDERED, this the 26th day of October, 2015.


RONALD THURMAN, CHANCELLOR

Submitted for Entry By:



Shiva K. Bozarth, BPR No.22685
Chief of Compliance
Tennessee Regulatory Authority
502 Deaderick Street, 4th Floor
Nashville, Tennessee 37243

Counsel for Tennessee Regulatory Authority

CERTIFICATE OF SERVICE

I certify that I have served a copy of the forgoing document on the following persons by depositing a copy of same in the U.S. Mail, postage prepaid, addressed to them at the addresses shown below:

Donald Scholes
Benjamin Gastel
227 Second Avenue North
Fourth Floor
Nashville, Tennessee 37201

Melanie Davis
329 Cates Street
Maryville, Tennessee 37801

Vance Broemel
Consumer Advocate and Protection Division
Tennessee Attorney General and Reporter
P.O. Box 20207
Nashville, Tennessee 37202

Roger York
456 North Main Street, Suite 201
Crossville, Tennessee 38555

This the 21st day of October, 2015.



Shiva K. Bozarth

BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION
AT NASHVILLE, TENNESSEE

IN RE:

PETITION OF THE LAUREL HILLS
WATER SYSTEM IN RECEIVERSHIP

FOR A PROVISIONAL CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY

DOCKET NO. 17-_____

PRE-FILED DIRECT TESTIMONY OF MR. ROBERT E. MOORE, JR.

Q: Please state your name, position and business address.

A: My name is Robert E. Moore, Jr. I am the Chief Operations Officer for Receivership Management, Inc. [hereinafter "RMI" or "the Receiver"]. RMI's business address is 1101 Kermit Drive, Suite 735, Nashville, Tennessee 37217.

Q: What is RMI's interest in this proceeding?

A: RMI was named by Chancellor Thurman of the Chancery Court in the Thirteenth Judicial District, Cumberland County, Tennessee, as the court appointed receiver for Laurel Hills Water System, in the case styled Tennessee Regulatory Authority v. Laurel Hills Condominiums Property Owners Association, Docket No. 2012-CH-560. As receiver, RMI is filing this petition for a Certificate of Convenience and Necessity, solely in its capacity as a Receiver, for and on behalf of the Laurel Hills Water System.

Q: What is the purpose of your testimony in this proceeding?

A: As Chief Operations Officer for the Receiver of the Laurel Hills Water System in Receivership [hereinafter "LHWS"], I am providing a general overview of the LHWS's operations. I am also providing testimony regarding our compliance with

the statutes, rules, and regulations of the Tennessee Public Utilities Commission. I am also providing information concerning our expertise to operate LHWS.

Q: Mr. Moore, could you please describe the LHWS's water operations?

A: Yes. The LHWS currently provides water services to 48 billed residential customers, 1 of which is Cumberland Pointe condominiums, which has 84 units, for a total of 131 customers being served by the LHWS. The LHWS's service territory is approximately the extent of Renegade Mountain Resort, a planned development located on a mountain located in Cumberland County, Tennessee just east of Crab Orchard, Tennessee and just south of Interstate 40. The LHWS purchases water from the Crab Orchard Utility District and then redelivers such water to its customers. The system was originally designed and constructed in the late 1960s and early 1970s and then put into use in approximately 1972. The system was designed to use a pump station near the bottom of Renegade Mountain to transport water up the mountain through a six (6) inch diameter pipe, parts of which lay on the ground, pump the water into a water tank that sits atop the mountain, and then let gravity provide adequate pressure to deliver water through a main pipe running back down to service residential customers. However, at this time, the water tower is not being utilized. At this time, the pumps in the pump station are constantly used to transport water up the mountain so as to provide adequate pressure to the LHWS's customers. Overall, the LHWS is found to have been archaically designed, neglected for much of its life, and in need of numerous repairs and maintenance.

Q: Are all of the LHWS's current customers residential customers?

A: Yes, to the best of my knowledge. We have no other class of customers

Q: When was the LHWS's last rate change?

A: Based upon the recommendation made by the Tennessee Public Utilities Commission and adopted by order of Chancellor Thurman, the LHWS's rates were raised from \$33.10 to \$114.00 per month, effective July 1, 2016.

Q: Will RMI and the LHWS abide by all laws, rules and regulations of the Tennessee Public Utilities Commission?

A: Yes. RMI and LHWS will comply with all statutes, rules and regulations applicable to water systems such as LHWS.

Q: Does RMI have sufficient knowledge and expertise to operate the LHWS?

A: Yes. RMI as an entity has been or provided support services to over 15 receiverships in the last ten years and has administered and has operated a gas utility in receivership under jurisdiction of the Tennessee Public Utilities Commission. In addition to financial management of entities in receivership, RMI serves as or provides services to Independent Fiduciaries to over 120 ERISA regulated retirement plans and 6 ERISA regulated health plans. More directly related to LHWS, RMI has the business expertise to manage LHWS and has on staff accounting and legal expertise, as well as contracted legal expertise, a licensed CPA firm, and a licensed engineer. Periodic updates on system status and system repairs are provided to RMI. RMI procured liability insurance for the system and RMI staff conducts on-site inspections of the system periodically, and if requested by the contracted engineer. Regular sampling of the water is tested by Microbac and results are provided and evaluated by the LHWS's contract engineer on a routine basis. RMI has been assisted on repairs through contracted work from Crab Orchard Utility District.

Q: Does this conclude your testimony.

A: Yes it does.

Certificate of Service

The undersigned hereby certifies that a true and correct copy of the foregoing Petition 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

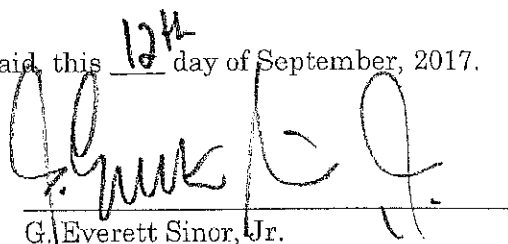
James L. Gass, Esq.
Ogle, Gass & Richardson
Counsel for Laurel Hills Condominiums
Property Owners Association
103 Bruce Street
Sevierville, Tennessee 37862

Scott D. Hall, Esq.
Counsel for Moy Toy, LLC
Counsel for Terra Mountain, 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 Mail, postage prepaid, this ^{12th} day of September, 2017.



G. Everett Sinor, Jr.

2:30 PM

08/31/17

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

	Current	1 - 30	31 - 60	61 - 90	> 90	TOTAL
BOWLES, MELVIN & MARY ANNE	0.00	114.24	114.24	114.24	1,181.64	1,524.36
CPCA (84)	0.00	2,741.76	2,741.76	2,627.52	26,846.40	34,957.44
HARDEMAN, GRETCHEN	0.00	114.24	0.00	0.00	0.00	114.24
JUDD, JONATHAN	0.00	114.24	2.46	0.00	0.00	116.70
KREIS, 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	799.68	1,142.40
Laurel Hills Condo Assoc (#5102)	0.00	114.24	114.24	114.24	799.68	1,142.40
Laurel Hills Condo Assoc (#5103)	0.00	114.24	114.24	114.24	799.68	1,142.40
MATERDOMINI, DINA	0.00	114.24	0.00	0.00	0.00	114.24
MCQUEEN, DARRELL E	0.00	114.24	0.00	0.00	0.00	114.24
RIFNER, DAVE	0.00	114.24	0.00	0.00	0.00	114.24
ROBINSON, CARL	0.00	114.24	0.00	0.00	0.00	114.24
TOTAL	0.00	4,074.80	3,315.42	3,198.72	31,112.52	41,701.46

EXHIBIT
B

LAUREL HILLS WATER DISTRICT
REGIONS BANK ACCOUNT 232618611

8/31/2017

OPERATING BANK ACCOUNT

	<u>BALANCE PER BANK STMT</u>	<u>BALANCE PER GENERAL LEDGER</u>
END OF MONTH AC 232618611	21,160.30	19,956.89
END OF MONTH AC 232618638	(12.00)	
OUTSTANDING CHECKS	(1,191.41)	
	<u>19,956.89</u>	<u>19,956.89</u>

7-Sep-17
01:26 PM

OUTSTANDING CHECKS

1129	750.00
1130	441.41

1,191.41

EXHIBIT
C



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
 August 1, 2017 through August 31, 2017

SUMMARY			
Beginning Balance	\$16,052.54	Minimum Balance	\$12,712
Deposits & Credits	\$15,046.64 +	Average Balance	\$17,764
Withdrawals	\$0.00 -		
Fees	\$0.00 -		
Automatic Transfers	\$0.00 +		
Checks	\$9,938.88 -		
Ending Balance	\$21,160.30		

DEPOSITS & CREDITS

08/03	Deposit - Thank You	2,097.15
08/10	Deposit - Thank You	2,170.56
08/17	Deposit - Thank You	1,025.00
08/24	Deposit - Thank You	1,152.83
08/24	Deposit - Thank You	7,996.80
08/31	Deposit - Thank You	604.30
Total Deposits & Credits		\$15,046.64

CHECKS

Date	Check No.	Amount	Date	Check No.	Amount
08/02	1116	750.00	08/15	1125	300.00
08/09	1123 *	1,148.00	08/15	1126	57.70
08/09	1124	3,539.25	08/30	1128 *	4,143.93
Total Checks					\$9,938.88

* Break In Check Number Sequence.

DAILY BALANCE SUMMARY

Date	Balance	Date	Balance	Date	Balance
08/02	15,302.54	08/10	14,883.00	08/24	24,699.93
08/03	17,399.69	08/15	14,525.30	08/30	20,556.00
08/09	12,712.44	08/17	15,550.30	08/31	21,160.30

LHWS Balance Sheet (as of 8/31/2017) - Modified Accrual Basis*

Current Assets

Cash	\$19,956.89	
Receivable - TPUC/RMI/Laurel Hills - RMI/Sinor F&E	\$0.00	
Receivable - CNA Insurance (Payroll Audit Adjust. - 2016-17 PY)	\$6,291.84	
Prepaid Expense - CNA Insurance (2017-18 PY)	<u>\$9,185.33</u>	
Total Current Assets		\$35,434.06

Liabilities

Payable - Lansford & Stephens (August Billing)	\$300.00	
Payable - Gerald Williams (August Billing)	\$750.00	
Payable - June 2017 F&E RMI & Sinor	\$2,695.51	
Payable - July 2017 F&E RMI & Sinor	\$2,970.50	
Payable - August 2017 F&E RMI & Sinor	\$4,289.91	
Payable - Volunteer Electric Service	\$600.00	
Payable - Asphalt Paving (estimate on grading work)	\$4,200.00	
Payable - Rental of Backhoe and Repairs	\$744.53	
Reserve (Survey work on Renegade Mountain)	\$5,000.00	
Reserve (Lansford & Stephens Tax Bill - 2016 Tax Form Prep.)	\$400.00	
Reserve (Lansford & Stephens Tax Bill - 2017 Tax Form Prep.)	\$133.33	
Reserve (TDEC Fees)	\$350.00	
Reserve (MicroBac)	\$134.00	
Reserve (Repair)	<u>\$1,255.47</u>	
Total Liabilities		<u>\$23,823.25</u>
Surplus (Deficit)		\$11,610.81

* 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 September 2017

Starting Balance (8/31/2017)		\$19,956.89
Projected Deposits in September 2017	\$11,400.00	
Payroll Audit Adjustment Reimbursement from CNA Insurance	<u>\$6,291.84</u>	
 Projected Cash Inflows		 <u>\$17,691.84</u>
 Current Assets PLUS Projected Cash Inflows		 \$37,648.73
 CNA Insurance	\$1,148.00	
Crab Orchard Utility District	\$3,273.05	
Volunteer Electric Cooperative	\$600.00	
Gerald Williams	\$750.00	
Lansford & Stephens	\$300.00	
Lansford & Stephens (2016 tax preparation)	\$400.00	
TPUC Filing Fees (CCN Petition)	\$25.00	
Asphalt Grading	\$4,200.00	
Rental of Backhoe and Time on Repairs	\$744.53	
Survey Deposit	\$2,500.00	
June 2017 RMI & Sinor Fees & Expenses	<u>\$2,695.51</u>	
 Projected Cash Outflows		 <u>\$16,636.09</u>
 Projected Ending Balance (9/30/2017)		 \$21,012.64

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

Estimated Monthly Income Statement - LHWS*

Income

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

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>	
Average Expenses		\$12,823.00
Projected Monthly Income (Deficit)		-\$1,423.00

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

LHWD CASH RECEIPTS (DISBURSEMENTS)
8/1/17 Through 8/31/17

Date	Account	Num	Description	Memo	Amount
8/29/17	REGIONS LHWD 02326186...	1127	EXPENSES Uncategorized VOID TOTAL Uncategorized		0.00 0.00
8/29/17	REGIONS LHWD 02326186...	1128	2185-OUTSIDE CONTRACTORS 201705-MAY 2017 RECEIVERSHIP MANAGEMENT INC TOTAL 201705-MAY 2017 TOTAL 2185-OUTSIDE CONTRACTORS	MAY 2017	-4,143.93 -4,143.93 -4,143.93
8/3/17	REGIONS LHWD 02326186...	DEP	4010-WATER BILL RECEIPTS DEPOSIT		2,097.15
8/10/17	REGIONS LHWD 02326186...	DEP	DEPOSIT		2,170.56
8/17/17	REGIONS LHWD 02326186...	DEP	DEPOSIT		1,025.00
8/24/17	REGIONS LHWD 02326186...	DEP	DEPOSIT		1,152.83
8/24/17	REGIONS LHWD 02326186...	DEP	DEPOSIT		7,996.80
8/31/17	REGIONS LHWD 02326186...	DEP	DEPOSIT TOTAL 4010-WATER BILL RECEIPTS		604.30 15,046.64
8/9/17	REGIONS LHWD 02326186...	1125	5695-FEES ACCOUNTING LANSFORD & STEPHENS TOTAL 5695-FEES ACCOUNTING	JULY 2017 SERVICES	-300.00 -300.00
8/29/17	REGIONS LHWD 02326186...	1129	5697-OTHER CONTRACT LABOR GERALD WILLIAMS TOTAL 5697-OTHER CONTRACT LABOR	JULY 2017 FEES	-750.00 -750.00
8/9/17	REGIONS LHWD 02326186...	1126	5930-TAXES CHANCERY COURT TOTAL 5930-TAXES	MOY TOY TAX 2015	-57.70 -57.70
8/4/17	REGIONS LHWD 02326186...	1124	6290-UTILITIES CRAB ORCHARD UTILITY DISTRICT		-3,539.25
8/29/17	REGIONS LHWD 02326186...	1130	VOLUNTEER ENERGY COOPERATIVE TOTAL 6290-UTILITIES		-441.41 -3,980.66
			TOTAL EXPENSES		5,814.35
			OVERALL TOTAL		5,814.35

from TPUC →



**LAUREL HILLS WATER SYSTEM IN RECEIVERSHIP
SUMMARY TIME SHEET - RECEIVER'S FEES - JULY 2017**

Jeanne Barnes Bryant

July 2017 Fees	\$149.00
July 2017 Overhead Expense	\$14.00

Receivership Management, Inc.

July 2017 Fees	\$1,024.15
July 2017 Overhead Expense	\$151.90
July 2017 Expenses	\$49.45

Everett Sinor

July 2017 Fees & Expenses	<u>\$1,582.00</u>
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Proposed Payment out of Receivership Estate	\$2,970.50
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Graham Matherne

July 2017 Fees & Expenses	<u>\$3,699.00</u>
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Proposed Interim Taxation of Costs	\$3,699.00
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Receivership Management, Inc.
P. O. Box 2307
Brentwood, TN 37024

Invoice for Professional Services

LAUREL HILLS WATER DISTRICT				July 2017
7/5/2017	Jeanne Barnes Bryant	EMAIL RE FILING AND CHECK	0.1	\$163.00
7/6/2017	Jeanne Barnes Bryant	REVIEW AND SIGN CHECK	0.1	\$163.00
7/12/2017	Jeanne Barnes Bryant	DISCUSSION WITH ROB MOORE RE CN, QUESTION RE MEETING	0.2	\$163.00
7/13/2017	Jeanne Barnes Bryant	UPDATE FROM RE MEETING AND QUESTIONS ON CCN	0.2	\$163.00
7/17/2017	Jeanne Barnes Bryant	EMAIL FROM COUNSEL RE REPORT AND MOTION, REVIEW SAME, EMAIL TO COUNSEL RE SAME	0.3	\$163.00
7/19/2017	Jeanne Barnes Bryant	REVIEW AND SIGN CHECKS	0.1	\$163.00
Total				\$163.00

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

Invoice for Professional Services

LAUREL HILLS WATER DISTRICT		July 2017
7/5/2017	Cody Smith	UPDATE REGISTER, POST CURRENT DEPOSITS AND FEE & EXP ACCRUALS. 0.2 \$123.00 \$24.60
7/5/2017	Jere P. Cowan	RECEIPT FUNDS; EMAIL TO R. MOORE RE: SAME 0.1 \$50.00 \$5.00
7/6/2017	Jere P. Cowan	RECEIPT AND PROCESSING EXPENSE PAYMENTS; FORWARD SAME 0.3 \$50.00 \$15.00
7/6/2017	Robert E. Moore, Jr.	REVIEW EMAILS FROM E. SINOR RE: LACK OF PROGRESS ON PAVING .10 0.1 \$153.00 \$15.30
7/7/2017	Cody Smith	POST FEE AND EXPENSE ACCRUALS TO GL. PREPARE NECESSARY BACKUP DOCUMENTATION. DEPOSIT FUNDS APPROVED AND PAY O/S LIABILITIES. 0.3 \$123.00 \$36.90
7/10/2017	Cody Smith	UPDATE REGISTERS AND RECONCILE BANK ACCOUNTS THRU 6/30/17. POST FEE AND EXPENSE ACCRUALS TO GL. PREPARE NECESSARY BACKUP DOCUMENTATION. PROVIDE FEES ESTIMATE AND FINANCIALS TO E. SINOR THRU 6/30/17. 0.7 \$123.00 \$86.10
7/10/2017	Robert E. Moore, Jr.	REVIEW CUSTOMER LETTERS PREPARED BY E.SINOR. REQUEST REVISIONS TO G.MATHERNE, REVIEW AND APPROVE SAME .10 0.1 \$153.00 \$15.30
7/11/2017	Cody Smith	DISCUSSION ON COMPANY STATUS UPDATE FOR CURRENT PERIOD THEN POST FEE & EXP ACCRUALS TO GL. 0.2 \$123.00 \$24.60
7/11/2017	Jere P. Cowan	RECEIPT AND PROCESS EXPENSE PAYMENTS; CONFERENCE WITH C SMITH RE SAME; FORWARD SAME 0.4 \$50.00 \$20.00
7/12/2017	Robert E. Moore, Jr.	CALL FROM G.MATHERNE RE: LITIGATION ISSUES .5; MEETING WITH G.MATHERNE, E.SINOR, REPRESENTATIVES FROM TPUC RE: WATER SYSTEM OPERATIONS, QUESTIONS RE: CCN, CONDEMNATION ACTIONS 3.5 4 \$153.00 \$612.00
7/13/2017	Lauren B. Garcia	PROCESS INVOICE 0.1 \$50.00 \$5.00

LAUREL HILLS WATER DISTRICT

July 2017

Date	Name	Description	Hours	Amount
7/18/2017	Anna M. Hunter	NET ASSETS SUMMARY FOR JUNE 2017.	0.5	\$50.00
7/18/2017	Robert E. Moore, Jr.	MEETING WITH E.SINOR RE: SURVEY, CASH FLOW .25	0.25	\$153.00
7/19/2017	Cody Smith	DISCUSSION ON COMPANY STATUS UPDATE FOR CURRENT PERIOD RE TOTAL LIABILITY TO THE TRA, IF SALE OF SYSTEM.	0.4	\$123.00
7/19/2017	Jere P. Cowan	ANALYSIS AND PREPARATION OF FINANCIALS FOR STATUS REPORTING; CONFERENCE WITH C SMITH RE: SAME	0.4	\$50.00
7/19/2017	Jere P. Cowan	RECEIPT AND PROCESS PAYMENT FOR EXPENSES; FORWARD TO J. BRYANT FOR APPROVAL AND EXECUTION; FORWARD SAME	0.5	\$50.00
7/19/2017	Jere P. Cowan	PREPARATION OF FINANCIAL EXHIBITS FOR STATUS REPORTING	0.4	\$50.00
7/20/2017	Cody Smith	DISCUSSION WITH R. MOORE RE TRA CLAIM LIABILITY AND LHWD NET ASSETS FROM WATER OPERATIONS. EMAIL E. SINOR 6/30/17 FINANCIALS.	0.3	\$123.00
7/20/2017	Lauren B. Garcia	PREPARE AND REVIEW EXPENSE RECOVERABLE REPORT AND BILLING	0.5	\$50.00
7/20/2017	Lauren B. Garcia	COPY INVOICES FOR COURT REPORT	0.1	\$50.00
7/21/2017	Cody Smith	SCAN 6/30/17 FINANCIALS TO E. SINOR.	0.1	\$123.00
7/21/2017	Jere P. Cowan	FINALIZE R. MOORE AFFIDAVIT; EMAILS WITH E. SINOR RE: SAME; FORWARD	0.3	\$50.00
7/24/2017	Cody Smith	DISCUSSION ON COMPANY STATUS UPDATE FOR CURRENT PERIOD.	0.2	\$123.00
7/25/2017	Jere P. Cowan	RECEIPT AND PROCESS EXPENSE PAYMENTS; CONFERENCE WITH C. SMITH RE: DIFFERENCE RE: SAME; FORWARD SAME	0.4	\$50.00
Total				\$1,176.05

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

August 2, 2017

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

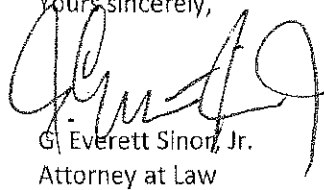
RE: July 2017 Billings – RMI/Laurel Hills Water System in Receivership

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>
7/5/2017	Email to C Smith re 17th report financials; preparation of 17th report financials; email to G Williams on grading work	0.4		
7/10/2017	work on 17th report financials; respond to correspondence from customers; T.C. w C Smith & review of G Matherne bill; response to R Moore on customer letters; T.C. w Linda @ Lansford & Stephens	1.6		
7/11/2017	Email from G Williams re grading work; review of G Matherne email on meeting	0.1		
7/12/2017	Review A Conklin email re meeting; T.C. w G Matherne re same; mtg w G Matherne; mtg w G Matherne, R Moore & TPUC officials re LHWS	5.4		
7/13/2017	T.C. w D Foster re LHWS; Review of TPUC docs; T.C. w Patsy Fulton	0.4		
7/14/2017	17th report preparation; review L&S deposit information; email to C Smith re financials; emails to G Williams & D Carter re delinquent customers; email from G Williams re paving & cut-offs	2.1		
7/17/2017	email from G Williams w bill for services; T.C. w A Conklin re TPUC process	0.1		
7/19/2017	Email to R Moore re 17th report	0.1		
7/21/2017	T.C. w M DePew; V.M. for G Williams; T.C. w R Moore & email to K Cashman-Grams re 17th report; T.C. w G Williams re LHWS; T.C. w M DePew	0.8		
7/24/2017	email from D. Carter re Cumberland Pointe payment; review docket sounding; email to G Williams re meeting	0.2		
7/25/2017	email exchange w K Johnston @ Arthur J Gallagher re CAN policy; email from K Johnston w GL Policy; forward same to R Moore	0.1		
Hourly Billing Total		11.3	\$140.00	\$1,582.00
		<u>Miles</u>	<u>Rate</u>	
Mileage Total		0.0	\$0.47	\$0.00
Other Expenses Reimburseable Total				<u>\$0.00</u>
Balance Owed this month				\$1,582.00

Previous Balance Owed

\$6,005.37

Total Amount Due and Payable

\$7,587.37

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

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

AUGUST 4, 2017
008264.000036
J. GRAHAM MATHERNE

INVOICE # 1040243

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 JULY 31, 2017

REMITTANCE ADVICE PAGE

TOTAL SERVICES	\$3,699.00
TOTAL THIS INVOICE	\$3,699.00
PREVIOUSLY BILLED AND OUTSTANDING	\$14,310.00
TOTAL AMOUNT DUE	\$18,009.00

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

AUGUST 4, 2017
008264.000036
J. GRAHAM MATHERNE

INVOICE # 1040243

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 JULY 31, 2017

07/05/17	REVIEW LYNNWOOD UTILITY DECISION INFORMATION AS TO APPLICABILITY AND RELATED TOPICS; REVIEW MATERIAL FOR UPCOMING MEETING. J. GRAHAM MATHERNE .90 hours at 270.00 per hour.	243.00
07/07/17	CONTINUED FILE REVIEW REGARDING MEETING WITH COUNSEL. J. GRAHAM MATHERNE .80 hours at 270.00 per hour.	216.00
07/10/17	E-MAILS WITH SINOR REGARDING BAURER LETTER (.10); EDITS TO SAME (.10); LEGAL RESEARCH REGARDING CASE ISSUES (.90); . J. GRAHAM MATHERNE 1.00 hours at 270.00 per hour.	270.00
07/11/17	E-MAILS WITH COUNSEL REGARDING CONDEMNATION PETITION (.20); REVIEW LEGAL RESEARCH AS TO OPEN ISSUES REGARDING SAME (.20); DRAFT AND FINALIZE ANALYSIS MEMORANDUM AS TO LEGAL RESEARCH (1.10); E-MAIL TO CONSEL REGARDING SAME (.10); REVIEW MATERIALS AND PREPARATION FOR MEETING WITH COUNSEL (.40). J. GRAHAM MATHERNE 2.50 hours at 270.00 per hour.	675.00

CONTINUE NEXT PAGE

JEANNE BRYANT/RECEIVERSHIP MANAGEMENT, INC.
MATTER NUMBER: 008264.000036
INVOICE NO.: 1040243

07/12/17 E-MAILS WITH COUNSEL REGARDING LAUREL HILLS
ISSUES (.10); REVIEW OF MATERIALS REGARDING
SAME; (.40); TELEPHONE CONFERENCE WITH COUNSEL
REGARDING MATTERS TO COVER IN COUNSEL MEETING
(.50); TELEPHONE CONFERENCES WITH MOORE
REGARDING SAME (.30); REVIEW OF PLATS
/MAPS/EASEMENT INFORMATION; REVIEW OF FURTHER
CASE LAW REGARDING CASE ISSUES (.40); FULL
REVIEW OF FILE MATERIAL AND PREPARATION FOR
COUNSEL MEETING (1.20); LENGTHY COUNSEL MEETING
(3.50); CONFERENCE WITH R. MOORE REGARDING SAME
(.60); INITIAL REVIEW OF REVOCABLE LICENSE
(.30).
J. GRAHAM MATHERNE 7.30 hours at 270.00 per hour. 1971.00

07/14/17 WORK ON RESPONSE TO MOTION TO DISMISS AND FILE
REVIEW REGARDING SAME.
J. GRAHAM MATHERNE .90 hours at 270.00 per hour. 243.00

07/24/17 E-MAILS FROM SINOR REGARDING CUMBERLAND POINT
AND REGARDING ORDER AS TO FEES.
J. GRAHAM MATHERNE .30 hours at 270.00 per hour. 81.00

TOTAL SERVICES	13.70	\$3,699.00

TOTAL THIS INVOICE		\$3,699.00

PREVIOUSLY BILLED AND OUTSTANDING		\$14,310.00

TOTAL AMOUNT DUE		\$18,009.00
		=====

-----TIME AND FEE SUMMARY-----

-----TIMEKEEPER-----	RATE	HOURS	FEES
J MATHERNE PARTNER	270.00	13.70	3699.00

RMI EXP RECOVERABLE LHWD
7/1/17 Through 7/31/17

Category Description	7/1/17- 7/31/17	OVERALL TOTAL
6100 FEES RMI		
5300-RECEIVERS FEES	-149.00	-149.00
5610-CONTRACT LABOR RMI	-1,024.15	-1,024.15
5690-RMI OH EXPENSE	-165.90	-165.90
TOTAL 5100 FEES RMI	-1,339.05	-1,339.05
5150 FEES LEGAL		
5400-LEGAL FEES	-5,281.00	-5,281.00
TOTAL 5150 FEES LEGAL	-5,281.00	-5,281.00
5300 EXPENSES		
6060-RENT	-35.46	-35.46
6205-COPIES	-8.20	-8.20
6210-POSTAGE	-5.79	-5.79
TOTAL 5300 EXPENSES	-49.45	-49.45
OVERALL TOTAL	-6,669.50	-6,669.50

**LAUREL HILLS WATER SYSTEM IN RECEIVERSHIP
SUMMARY TIME SHEET - RECEIVER'S FEES - AUGUST 2017**

Jeanne Barnes Bryant

August 2017 Fees	\$149.00
August 2017 Overhead Expense	\$14.00

Receivership Management, Inc.

August 2017 Fees	\$1,045.90
August 2017 Overhead Expense	\$156.80
August 2017 Expenses	\$77.30

Everett Sinor

August 2017 Fees & Expenses	<u>\$2,846.91</u>
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Proposed Payment out of Receivership Estate	\$4,289.91
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Graham Matherne

August 2017 Fees & Expenses	<u>\$3,402.00</u>
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Proposed Interim Taxation of Costs	\$3,402.00
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Receivership Management, Inc.
P. O. Box 2307
Brentwood, TN 37024

Invoice for Professional Services

LAUREL HILLS WATER DISTRICT				August 2017	
8/2/2017	Jeanne Barnes Bryant	QUESTION RE CHECKS	0.1	\$163.00	\$16.30
8/7/2017	Jeanne Barnes Bryant	EMAIL RE FILING	0.1	\$163.00	\$16.30
8/16/2017	Jeanne Barnes Bryant	EMAIL RE REPORT, REVIEW SAME, EMAIL TO ROB MOORE RE AFFIDAVIT	0.3	\$163.00	\$48.90
8/17/2017	Jeanne Barnes Bryant	REVIEW AND SIGN CHECKS	0.1	\$163.00	\$16.30
8/28/2017	Jeanne Barnes Bryant	EMAIL FROM COUNSEL RE ORDER, UPDATE FROM ROB MOORE	0.2	\$163.00	\$32.60
8/29/2017	Jeanne Barnes Bryant	REVIEW AND SIGN CHECKS	0.1	\$163.00	\$16.30
8/30/2017	Jeanne Barnes Bryant	QUESTION RE CHECKS	0.1	\$163.00	\$16.30
Total					\$163.00

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

Invoice for Professional Services

LAUREL HILLS WATER DISTRICT				August 2017
8/2/2017	Jere P. Cowan	RECEIPT OF PLAN FUNDS; EMAIL R. MOORE RE: SAME	0.1	\$50.00 \$5.00
8/4/2017	Jere P. Cowan	EMAIL FROM E. SINOR SENDING FILED REPORT; EMAIL G. LEE RE: POSTING SAME	0.1	\$50.00 \$5.00
8/4/2017	Lauren B. Garcia	PRINT STATEMENT	0.1	\$50.00 \$5.00
8/4/2017	Robert E. Moore, Jr.	REVIEW AND APPROVE REQUESTED WORK, REQUEST PLACEMENT OF REPORT ON WEBSITE .10	0.1	\$153.00 \$15.30
8/7/2017	Cody Smith	DISCUSSION ON COMPANY STATUS UPDATE FOR CURRENT PERIOD. POST DEPOSITS TO GL.	0.2	\$123.00 \$24.60
8/8/2017	Lauren B. Garcia	RECONCILE JULY STATEMENT .2, PROCESS INVOICES .2	0.4	\$50.00 \$20.00
8/9/2017	Cody Smith	DISCUSSION ON LHWD PROPERTY TAX. POST DEPOSIT DETAILS THRU 8/9/17.	0.3	\$123.00 \$36.90
8/9/2017	Jere P. Cowan	RECEIPT, POST AND PROCESS EXPENSE PAYMENTS; FORWARD SAME	0.5	\$50.00 \$25.00
8/11/2017	Cody Smith	MULTIPLE EMAILS WITH E. SIGNOR RE LHWD 7/31/17 FINANCIALS AND 6/30/17 CASH FLOW STATEMENT.	0.7	\$123.00 \$86.10
8/14/2017	Cody Smith	PHONE CALL WITH E. SINOR AFTER REVIEW FINANCIALS THROUGH 7/31/17. DISCUSS ACCRUAL AND CASH BASIS ACCOUNTING STATEMENTS.	0.7	\$123.00 \$86.10
8/15/2017	Cody Smith	PHONE CALL WITH E. SINOR RE LHWD 7/31/17 FINANCIALS AND 6/30/17 CASH FLOW STATEMENT MAKE CHANGES TO THE ACCRUAL STATEMENT AND REFLECT LOW DEPOSIT MONTH.	1.6	\$123.00 \$196.80
8/15/2017	Jere P. Cowan	EMAIL FROM C. SMITH RE: DEFICIT PAYMENT	0.1	\$50.00 \$5.00

Thursday, September 21, 2017

LAUREL HILLS WATER DISTRICT

August 2017

Date	Name	Description	Hours	Amount	Amount
8/16/2017	Robert E. Moore, Jr.	UPDATE FROM E.SINOR RE: DOCKET CALL HEARING .2	0.2	\$153.00	\$30.60
8/17/2017	Jere P. Cowan	RECEIPT AND PROCESS EXPENSE PAYMENTS; RECEIPT OF DEPOSIT FUNDS; FORWARD SAME TO T. STEPHENS OFFICE;	0.7	\$50.00	\$35.00
8/18/2017	Cody Smith	VOID O/S CHECK PAYING E. SINOR INVOICE AND REISSUE PAYMENT.	0.2	\$123.00	\$24.60
8/18/2017	Lauren B. Garcia	CREATE EXPENSE RECOVERABLE REPORT	0.2	\$50.00	\$10.00
8/22/2017	Jere P. Cowan	ASSISTANCE WITH R. MOORE AFFIDAVIT; FINALIZE AND FORWARD TO E. SINOR	0.3	\$50.00	\$15.00
8/22/2017	Robert E. Moore, Jr.	REVIEW AND APPROVE ACTIVITY REPORT .10	0.1	\$153.00	\$15.30
8/23/2017	Robert E. Moore, Jr.	EMAIL TO E.SINOR RE: NO OBJECTION TO TPUC MOTIONS .10	0.1	\$153.00	\$15.30
8/24/2017	Robert E. Moore, Jr.	RESPOND TO QUESTIONS FROM E.SINOR AND G.MATHERNE RE: DISCOVERY .10	0.1	\$153.00	\$15.30
8/28/2017	Jere P. Cowan	EMAIL FROM E. SINOR SENDING ORDER	0.1	\$50.00	\$5.00
8/29/2017	Cody Smith	APPROVE O/S FEE & EXP ACCRUALS FROM CURRENT FILINGS APPROVED.	0.1	\$123.00	\$12.30
8/29/2017	Jere P. Cowan	RECEIPT AND PROCESS EXPENSE PAYMENTS	0.4	\$50.00	\$20.00
8/29/2017	Jere P. Cowan	RECEIPT OF PAYMENT RECEIPT FROM CUMBERLAND CLERK OFFICE	0.1	\$50.00	\$5.00
8/29/2017	Robert E. Moore, Jr.	EMAILS TO AND FROM E.SINOR AND G.MATHERNE RE: SURVEY .10	0.1	\$153.00	\$15.30
8/30/2017	Cody Smith	POST FEE AND EXPENSE ACCRUALS TO GL. PREPARE MONTH END CLOSING ENTRIES AND UPDATE TRIAL BALANCE THRU 07-31-17.	0.4	\$123.00	\$49.20
8/30/2017	Cody Smith	PHONE CALLS WITH R.MOORE, E. SINOR, C.N.A INSURANCE AND BROKER RE PREMIUM AUDIT REFUND CHECK RECEIVED. EMAIL T. STEPHENS OFFICE REQUEST DEPOSIT DETAILS.	0.9	\$123.00	\$110.70
8/30/2017	Jere P. Cowan	EMAIL FROM R. MOORE RE: DOCUMENTS FOR WEB	0.1	\$50.00	\$5.00
8/30/2017	Robert E. Moore, Jr.	REVIEW C.N.A. INSURANCE REFUND, DISCUSSION OF SAME WITH C.SMITH, CALL TO C.N.A.INSURANCE ON CHECK REFUND AND PREMIUM AUDIT; CALL AND DISCUSSION WITH E.SINOR; CALL TO ARTHUR GALLAGHER AGENCY RE: CONFIRMATION OF IMPACT OF REFUND ON MONTHLY PAYMENT DUE 1.5	1.5	\$153.00	\$229.50

LAUREL HILLS WATER DISTRICT

August 2017

8/31/2017	Cody Smith	REVIEW P&L THRU 12/31/16 FROM T. STEPHENS CPA OFFICE RE F1120 EXTENSION.	0.6	\$123.00	\$73.80
8/31/2017	Jere P. Cowan	EMAIL FROM E. SINOR SENDING FILED REPORT;	0.1	\$50.00	\$5.00

Total **\$1,202.70**

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

September 1, 2017

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

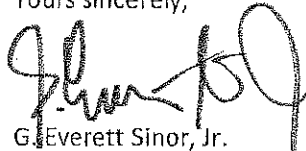
RE: August 2017 Billings – RMI/Laurel Hills Water System in Receivership

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>
8/1/2017	Review of G Williams email & reponse on leaks, cut-offs, & use of equipment	0.1		
8/2/2017	email from G Williams on pavers, service line leak, 2 cut off valves, and response; forward colloquy to R Moore w notes and recommendation;	0.2		
8/4/2017	Email to E Lawless re affidavit; T.C. w C Smith re LHWS matters; review L&S deposit information; rewiw A/R report from Heather @ L&S; 17th report completion; review G Matherne July billings; 18th report financial request from C Smith; email to R Moore re: request for approval of backhoe rental expenditure	1.0		
8/8/2017	Review Lansford & Stephens email on A/R	0.1		
8/9/2017	T.C. w M Neale re bill; review Neale account; T.C. w Heather @ L&S re Neale bill; v.m. for Mr. Neale; C. Smith documents re: delinquency property tax charge; emails to C Smith re financials for LHWS; return M Neale phone call and leave another message	0.3		
8/10/2017	Review of July cash flow; email to C Smith re same; email from J Moore re next court date & response to same; preparation of financial statements for next report	1.0		
8/11/2017	Telephone calls w C Smith and work on financials for next report	0.9		
8/13/2017	Work on Filing	0.7		
8/14/2017	email to C Smith re financials	0.1		
8/15/2017	Complete July 31 financials; emails from C Smith & T.C.s w C Smith re: same; draft 18th report & transmit to R Moore & J Bryant; T.C. (2) w Graham Matherne re LHWS matters; T.C. w R Moore re RMI fees; prep for docket call; travel to Crossville for docket call	5.7		
8/16/2017	Attendance at hearing; travel to Crab Orchard & Renegade Mtn.; T.C. w G Williams re LHWS issues; T.C. w R Moore re hearing; travel to Nashville; v.m. & t.c. w G Matherne re hearing	5.3		
8/17/2017	A Conklin emails re amendment of petition & ancillary documents	0.1		
8/18/2017	Modification of paragraph in 18th report and transmittal of same to R Moore & J Bryant	0.1		

8/21/2017	email to R Moore re 18th report; modification of R Moore affidavit and transmit same to R Moore; emails (2) from G Williams re: leaks and work with backhoe and responses to same	0.3		
8/23/2017	18th report to K Cashman-Grams; T.C. w A Conklin re LHWS matters; A Conklin email re motion to amend; forward same to R Moore & G Matherne	0.4		
8/24/2017	Email from J Moore re report; A Conklin email on scheduling order; email to G Matherne & R Moore re same; Email to A Conklin after review of R Moore email re scheduling order; email to R Moore & G Matherne re same	0.3		
8/28/2017	Review J Moore email & forward to G Matherne for comment; V.M.(3) from and to A Conklin re LHWS matters	0.2		
8/30/2017	T.C. w R Moore & C Smith re CNA insurance payroll audit question	0.2		
8/31/2017	T.C. w A Conklin re LHWS matters; review of J Staton Email on survey; email from Heather @ Lansford & Stephens re deposit & A/R; completion of 18th report; review of 8/31 A/R list	<u>0.9</u>		

Hourly Billing Total	17.9	\$140.00	\$2,506.00
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		<u>Miles</u>	<u>Rate</u>	
8/15/2017	Mileage from Nashville to Crossville	113.2		
8/16/2017	Mileage from Crossville to Crab Orchard to Nashville	<u>133.4</u>		
	Mileage Total	246.6	\$0.47	\$115.90

8/4/2017	Postage for 17th Receiver's Report	\$36.36		
8/15/2017	Travel Day Per Diem	\$29.25		
8/15/2017	Hotel Bill in Crossville (Baymont Inn & Suites)	\$93.79		
8/16/2017	Travel Day Per Diem	\$29.25		
8/31/2017	Postage for 18th Receiver's Report	<u>\$36.36</u>		

Other Expenses Reimburseable Total			<u>\$225.01</u>
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Balance Owed this month			\$2,846.91
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Previous Balance Owed

\$4,811.47

Total Amount Due and Payable

\$7,658.38

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



BAYMONT CROSSVILLE

4038 HIGHWAY 127 NORTH
CROSSVILLE, TN 38571 US

Phone: (931) 456-9338

Fax: (931) 456-8758

Email: rajpatel@baymontinncrossville.net

Printed: 8/16/2017 8:25:52 AM

Folio (Detailed)

Name:	SINOR, GEORGE	Confirmation Number:	76175436
Address:	3504 ROBIN RD NASHVILLE, TN 37204 US	Account Number:	305-528013
		WyndhamRewards #:	151571931B

Room:	320	Room Type:	NK1, 1 KING BED/NON-SMOKING	Nights:	1	Guests:	1/0
Rate Plan:	RACK	Daily Rate:	\$79.99 + \$13.80 Tax	GTD:	MC - MASTER CARD		
Arrival:	8/15/2017 (Tue)	Departure:	8/16/2017 (Wed)		XXXX XXXX XXXX 3631		

Room Rate:
8/15/2017 (Tue) - 8/15/2017 (Tue) \$79.99 + \$13.80 Tax per night.

Date	Code	Description	Amount	Balance
8/15/2017	RM	ROOM CHARGE	\$79.99	\$79.99
8/15/2017	TAX1	STATE TAX	\$7.80	\$87.79
8/15/2017	TAX2	CITY TAX	\$6.00	\$93.79
8/16/2017	MC	MASTER CARD (3631)	(\$93.79)	\$0.00

Summary

Room	Tax	F&B	Other	CC	Cash	DB
\$79.99	\$13.80	\$0.00	\$0.00	(\$93.79)	\$0.00	\$0.00

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Guest Signature:

(1) Regardless of charge instructions, the undersigned acknowledges the above as personal indebtedness. (2) This property is privately owned and management reserves the right to refuse services to any one, and will not be responsible for injury or accidents to guests or loss of money, jewelry or any personal valuables of any kind. "We or our affiliates may contact you about goods and services unless you call 888-946-4283 or write to Opt Out/Privacy, Wyndham Hotel Group, LLC, 22 Sylvan Way, Parsippany, NJ 07054 to opt out. View our website about privacy."

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Suite 300
Brentwood, TN 37027
(615) 377-8100

08/31/17 05:04 PM

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001 001040 (001) TO \$ 11.88
Ground Commercial
Tracking# 1Z303Y3Y0373431212
002 008237 (022) TO \$ 24.48
First Class Package
Tracking# MMWJNUUW8D71
SubTotal \$ 36.36
Total \$ 36.36

MASTERCARD \$ 36.36
ACCOUNT NUMBER * *****3631
Appr Code: 03448Z (I) Sale

ENTRY METHOD: ChipRead
MODE: Issuer
AID: A0000000041010
TVR: 0000008000
TSI: E800
AC: 05E41E1CE9C9D449
ARC: 00

Receipt ID 82997742097232888940 002 Items
CSH: Diane Tran: 5212 Reg: 002

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18th Report
Rockwell - 1 Hall

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

08/04/17 04:55 PM

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shipping, postal and business needs.



001 008237 (022) TO \$ 24.48
First Class Package
Tracking# MMWJNUUW1N4NE
002 001040 (001) TO \$ 11.88
Ground Commercial
Tracking# 1Z303Y3Y0372966638

SubTotal \$ 36.36
Total \$ 36.36

MASTERCARD \$ 36.36
ACCOUNT NUMBER * *****3631
Appr Code: 01056Z (I) Sale

ENTRY METHOD: ChipRead
MODE: Issuer
AID: A0000000041010
TVR: 0000008000
TSI: E800
AC: D5B2DE1E4F50209A
ARC: 00

Receipt ID 82997742310011888949 002 Items
CSH: Diane Tran: 4466 Reg: 002

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17th Report

Copy

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

SEPTEMBER 8, 2017
008264.000036
J. GRAHAM MATHERNE
INVOICE # 1042168

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 AUGUST 31, 2017

REMITTANCE ADVICE PAGE

TOTAL SERVICES	\$3,402.00
TOTAL THIS INVOICE	\$3,402.00
PREVIOUSLY BILLED AND OUTSTANDING	\$15,984.00
TOTAL AMOUNT DUE	\$19,386.00

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

SEPTEMBER 8, 2017
008264.000036
J. GRAHAM MATHERNE

INVOICE # 1042168

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 AUGUST 31, 2017

08/04/17	LEGAL RESEARCH REGARDING SCOPE OF POWER OF RECEIVER.			
	J. GRAHAM MATHERNE	.90 hours at	270.00 per hour.	243.00
08/15/17	TELEPHONE CONFERENCE WITH SINOR REGARDING DOCKET CALL (.20); FURTHER WORK REGARDING MOTIONS (.70); FURTHER TELEPHONE CONFERENCES WITH COUNSEL REGARDING CASE ISSUES AND CONTEMPT/BREACH ISSUES (.60); RESEARCH REGARDING "FEE" TRANSFER (.40).			
	J. GRAHAM MATHERNE	1.90 hours at	270.00 per hour.	513.00
08/16/17	TELEPHONE CONFERENCE WITH SINOR RELATING TO RECEIVERSHIP COURT STATUS HEARING (.20); FURTHER LEGAL RESEARCH AND REVIEW OF LEGAL RESEARCH REGARDING RESPONSE TO MOTION TO DISMISS (1.50).			
	J. GRAHAM MATHERNE	1.70 hours at	270.00 per hour.	459.00

CONTINUE NEXT PAGE

JEANNE BRYANT/RECEIVERSHIP MANAGEMENT, INC.
MATTER NUMBER: 008264.000036
INVOICE NO.: 1042168

08/17/17 REVIEW AND OUTLINING OF TRA MOTION TO AMEND
BREACH OF SETTLEMENT AGREEMENT COMPLAINT AND
REVIEW AND OUTLINE OF TRA RESPONSE TO MOY TOY
MOTION FOR SUMMARY JUDGMENT/RESPONSES TO
STATEMENT OF FACTS (1.00); FURTHER LEGAL
RESEARCH AND DRAFTING AS TO PENDING MOTIONS TO
DISMISS (4.60).
J. GRAHAM MATHERNE 5.60 hours at 270.00 per hour. 1512.00

08/22/17 FURTHER REVIEW OF TRA FILINGS (.30); FURTHER
WORK ON RESPONSES TO MOTION TO DISMISS (.90).
J. GRAHAM MATHERNE 1.20 hours at 270.00 per hour. 324.00

08/24/17 E-MAILS WITH SINOR REGARDING TRA/LH/MOY TOY
ISSUES (.20); E-MAILS WITH SINOR REGARDING
ISSUES RELATING TO MOY TOY AND RMCC (.20);
REVIEW MATERIALS REGARDING MOY TOY AND RMCC
(.80); E-MAIL WITH R. MOORE REGARDING SURVEY
ISSUES (.10).
J. GRAHAM MATHERNE 1.30 hours at 270.00 per hour. 351.00

TOTAL SERVICES	12.60	\$3,402.00
TOTAL THIS INVOICE		\$3,402.00
PREVIOUSLY BILLED AND OUTSTANDING		\$15,984.00
TOTAL AMOUNT DUE		\$19,386.00

-----TIME AND FEE SUMMARY-----

-----TIMEKEEPER-----	RATE	HOURS	FEE
J MATHERNE PARTNER	270.00	12.60	3402.00

RMI EXP RECOVERABLE LHWD
8/1/17 Through 8/31/17

Category Description	8/1/17- 8/31/17	OVERALL TOTAL
5100 FEES RMI		
5300-RECEIVERS FEES	-149.00	-149.00
5610-CONTRACT LABOR RMI	-1,045.90	-1,045.90
5690-RMI OH EXPENSE	-170.80	-170.80
TOTAL 5100 FEES RMI	-1,365.70	-1,365.70
5150 FEES LEGAL		
5400-LEGAL FEES	-6,248.91	-6,248.91
TOTAL 5150 FEES LEGAL	-6,248.91	-6,248.91
5300 EXPENSES		
6060-RENT	-35.46	-35.46
6206-COPIES	-2.10	-2.10
6210-POSTAGE	-3.74	-3.74
6320-BANK SERVICE CHARGES	-36.00	-36.00
TOTAL 5300 EXPENSES	-77.30	-77.30
OVERALL TOTAL	-7,691.91	-7,691.91

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

AFFIDAVIT OF KELLY CASHMAN-GRAMS

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

EXHIBIT
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July 1, 2017 through July 31, 2017 and August 1, 2017 through August 31, 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.

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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.

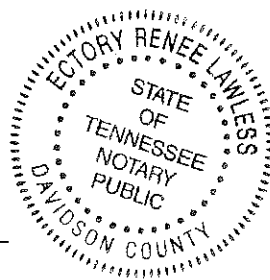
FURTHER THE AFFIANT SAITH NOT.

Kelly Cashman Grams
KELLY CASHMAN-GRAMS

Sworn to and subscribed before me this

4th day of October, 2017.

Renee Lawless
NOTARY PUBLIC



My commission expires: 1/9/2018

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

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
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expenses incurred for the period of time between July 1, 2017 and July 31, 2017, and between August 1, 2017 and August 31, 2017, that are contained in the Receiver's motion.

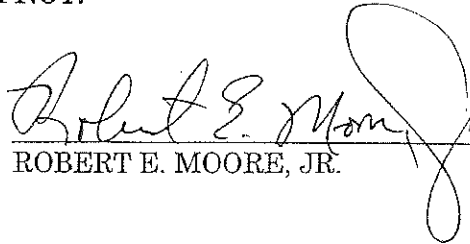
4. I have reviewed all of the fee and expense items for the staff of Receivership Management, Inc. who have performed services to this Receivership, as well as the overhead and operating charges of Receivership Management, Inc. and persons who have contracted with Receivership Management, Inc. to provide 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 \$7260.41 (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 \$7101.00 (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
25th day of September, 2017.


Notary Public

Commission Expires: 1/6/2020

