

**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

**April 29, 2005**

<b>IN RE:</b>	)	
	)	
<b>PETITION OF CHATTANOOGA GAS</b>	)	<b>DOCKET NO.</b>
<b>COMPANY FOR APPROVAL OF</b>	)	<b>04-00034</b>
<b>ADJUSTMENT OF ITS RATES AND</b>	)	
<b>CHARGES AND REVISED TARIFF</b>	)	

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**ORDER PARTIALLY GRANTING MOTION FOR EXTENSION OF TIME**

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This matter is before the Hearing Officer to act on the post-hearing procedural motion of Chattanooga Gas Company (“CGC”) for an extension of time for filing responses to the Objections to and Motion to Strike Portions of Response Testimony of Michael J. Morley Regarding Recon-2 (“Motion to Strike”) and the Motion for Leave to Supplement the Record (“Motion to Supplement”) filed by the Consumer Advocate and Protection Division of the Office of the Attorney General (“Consumer Advocate”) on April 22, 2005 and April 26, 2005, respectively.

In its Motion to Extend Time to File Response (“Motion to Extend”) filed on April 28, 2005, CGC acknowledges that it received the Motion to Strike by facsimile transmission on Friday, April 22, 2005 and the Motion to Supplement by hand delivery on Tuesday, April 26, 2005. The Motion to Extend seeks an extension for filing a response to Motion to Strike and the Motion to Supplement from May 2, 2005 until Friday, May 6, 2005. Other than stating that it would be “more efficient for CGC to respond to both motions on the same date....”, CGC does not offer a reason as to why an additional seven days is necessary to file a response.

Because consideration of the Consumer Advocate's motions could be delayed, possibly significantly, if a full week extension were granted due to the current schedule of conferences of the Tennessee Regulatory Authority, the Hearing Officer grants an extension of time to respond to both motions only until **Wednesday, May 4, 2005 at 12:00 Noon**. The filing of a Reply to CGC's response is not mandatory or even permissible without order of the Hearing Officer or the Authority. Therefore, in an effort to expedite considerations of the Consumer Advocate's motion, the Hearing Officer determines that no reply shall be filed to the response of CGC.<sup>1</sup>

**IT IS THEREFORE ORDERED THAT:**

1. Chattanooga Gas Company's Motion to Extend is partially granted and CGC shall file its responses to the Consumer Advocate's Motion to Strike and Motion to Supplement no later than **12:00 Noon on Wednesday, May 4, 2005**.

2. No reply to CGC's response shall be permitted.

  
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J. Richard Collier  
Hearing Officer

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<sup>1</sup> Rule 1220-1-2-06 (3) states: "No reply to a response shall be filed except upon leave given or upon the order of the Authority or Hearing Officer."