

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

June 15, 2009

IN RE:

**RULEMAKING FOR THE PURPOSE OF ADDRESSING
THE PROVISIONS OF PUBLIC CHAPTER 545 ENACTED
IN 2004, PUBLIC CHAPTER 173 AND 270 ENACTED IN
2005, AND THE AUTHORITY'S DECISIONS RENDERED
IN DOCKET 03-00391**

**DOCKET NO.
04-00284**

ORDER CLOSING DOCKET

This docket came before Chairman Eddie Roberson, Director Sara Kyle and Director Mary W. Freeman of the Tennessee Regulatory Authority (the "Authority" or "TRA"), under section one business, at a regularly scheduled Authority Conference held on May 18, 2009 to consider closing the docket. This docket was initially opened to amend certain TRA rules to reflect the enactment of 2004 Public Chapter 545 and expanded to include revisions required by 2005 Public Chapters 173 and 270 and certain decisions in TRA Docket No. 03-00391.

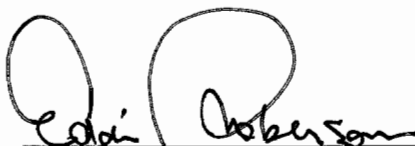
On January 13, 2006, the Authority filed a Notice of Rulemaking Hearing with the Secretary of State with a version of the proposed rules which addressed the legislative changes and Authority decisions noted above. The proposed rules contained amendments to many rule sections found in a number of different chapters. The noticed hearing was held on March 20, 2006 before a Hearing Officer, and the docket remained open for additional written comments. The rules were deliberated by the Directors but returned to TRA Staff for additional revisions. Subsequent deliberations were set for Oct. 22, 2007 and deferred to November 6, 2007. On

November 6, they were again deferred to December 17, 2007, and for administrative reasons, were never scheduled again thereafter.

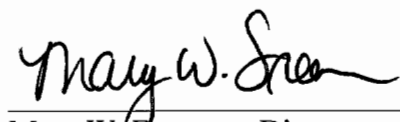
At this time, and with the passage of subsequent legislation, any proposed modifications to TRA rules will require a fresh review and re-publication to incorporate recent enactments by the General Assembly.

During the May 18, 2009 Authority Conference, the panel voted unanimously to terminate this rulemaking and close the docket, noting that a new docket can be opened in the future to propose rules that comprehensively encompass all legislative changes not reflected in current TRA rules.

IT IS SO ORDERED.


Eddie Roberson, Chairman


Sara Kyle, Director


Mary W. Freeman, Director