

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 31, 2006

IN RE:)	
)	
PETITION OF CHATTANOOGA GAS COMPANY)	DOCKET NO.
FOR APPROVAL OF ADJUSTMENT OF ITS RATES)	06-00175
AND CHARGES, COMPREHENSIVE RATE DESIGN)	
PROPOSAL AND REVISED TARIFF)	

ORDER RESUSPENDING TARIFFS THROUGH JANUARY 15, 2007

This matter initially came before Chairman Sara Kyle, Director Eddie Roberson and Director Ron Jones of the Tennessee Regulatory Authority ("Authority" or "TRA"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on July 10, 2006 for consideration of the *Petition* filed by Chattanooga Gas Company ("CGC" or the "Company") on June 30, 2006. During that Conference, the panel voted unanimously to appoint General Counsel or his designee as Hearing Officer for the purpose of preparing this matter for hearing, including handling preliminary matters and establishing a procedural schedule to completion.

In the *Petition*, CGC asks the Authority to "approve CGC's revised tariff implementing the proposed rates and comprehensive rate design proposal, to become effective January 1, 2007..."¹ A number of the tariffs filed with CGC's *Petition* on June 30, 2006 were marked with an effective date of July 31, 2006. Because the hearing and determination of CGC's proposed increase, change or alteration in tariffs will not be completed by the

proposed effective dates of the tariffs, the Hearing Officer suspended the effective dates of the tariffs filed with the *Petition* for a period of three months from the proposed effective dates or through October 31, 2006.² At that time, through an Order issued on July 27, 2006, the Hearing Officer also established a procedural schedule which included dates for a hearing on the merits.

The hearing on the merits was later re-set for December 5 through December 8, 2006, at the request of the parties. In conjunction with the change in the hearing date, the Company agreed not to put the proposed rates into effect until January 15, 2007, as permitted by Tenn. Code Ann. § 65-5-103(b)(1);³ however, if the parties reach a settlement and the settlement and resulting tariffs are approved by the Tennessee Regulatory Authority prior to January 15, 2007, CGC may put the approved rates into effect upon approval.⁴

IT IS THEREFORE ORDERED THAT:

1. The *Petition* and the effective dates of the tariffs filed with the *Petition* by Chattanooga Gas Company are hereby suspended through **January 15, 2007**.


J. Richard Collier, Hearing Officer

¹ *Petition* at 8.

² See, *Order Suspending Tariffs, Granting Motions to Intervene and Establishing A Procedural Schedule* (July 27, 2006).

³ Tenn. Code Ann. § 65-5-103(b)(1) permits the Company to place the proposed rates into effect under bond after six months upon notification to the Authority.

⁴ See, *Second Order Modifying Procedural Schedule* (October 12, 2006).