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February 1, 2007

Chairman Sara Kyle
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

Re: Petition of Aqua Utilities Company for Approval of Adjustment of Its Rates and
Charges and Revised Tariff (Docket 06-00187)

Dear Chairman Kyle:

I am writing to you in regard to a filing made by Aqua Utilities Company ("Aqua") captioned Response of Aqua Utilities Company to Director Miller's Motion of January 22, 2007 ("Response"), filed January 31, 2007. On page 5 of the Response Aqua states:


There has not been a public objection filed [against the Aqua Petition] nor an intervention by the Consumer Advocates Office. As a result, it is a challenge for Aqua to understand why Director Miller has taken the position reflected in his motion.

While it is true that the Consumer Advocate did not intervene in this case, this fact should not be taken as an approval or disapproval of the Petition. Given that the resources of the Consumer Advocate's office are not unlimited, we cannot intervene in every case. Thus, for example, after conferring with the parties and the TRA staff, we might decide that the issues of concern to us in a particular case will be adequately handled and that our intervention would almost certainly result in a duplication of effort. At other times we may conclude that we can be most effective by not intervening in a case but instead actively discussing the case with the parties, sharing our expertise if desired and trying to bring about a result that is mutually agreeable to all parties.

Thank for your attention to this matter. By copy of this letter, I am notifying all counsel of record.

Director Kyle
Re: TRA Docket No. 06-00187
February 1, 2007
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Sincerely,


Vance Broemel
Assistant Attorney General
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cc: Counsel of record

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