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April 2, 2007

VIA HAND-DELIVERY

Chairman Sara Kyle
c/o Sharla Dillon
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

Re: Petition Of Tennessee American Water Company To Change And Increase Certain Rates And Charges So As To Permit It To Earn A Fair And Adequate Rate Of Return On Its Property Used And Useful In Furnishing Water Service To Its Customers; Docket No. 06-00290

Dear Chairman Kyle:

Enclosed please find an original and sixteen (16) copies of the Joint Notice of Agreement Between Tennessee American Water Company and the City of Chattanooga Regarding Access to Highly Confidential Information by Dan Johnson.

Please return three copies of the Notice, which I would appreciate your stamping as "filed," and returning to me by way of our courier.

Should you have any questions concerning any of the enclosed, please do not hesitate to contact me.

With kindest regards, I remain

Yours very truly,



R. Dale Grimes

RDG/ms
Enclosures

Chairman Sara Kyle

April 2, 2007

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cc: Hon. Pat Miller (*w/o enclosure*)
Hon. Ron Jones (*w/o enclosure*)
Hon. Eddie Roberson (*w/o enclosure*)
Ms. Darlene Standley, Chief of Utilities Division (*w/o enclosure*)
Richard Collier, Esq. (*w/o enclosure*)
Mr. Jerry Kettles, Chief of Economic Analysis & Policy Division (*w/o enclosure*)
Ms. Pat Murphy (*w/o enclosure*)
Michael A. McMahon, Esq. (*w/enclosure*)
Frederick L. Hitchcock, Esq. (*w/enclosure*)
Vance Broemel, Esq. (*w/enclosure*)
Henry Walker, Esq. (*w/enclosure*)
David Higney, Esq. (*w/enclosure*)
Mr. John Watson (*w/enclosure*)
Mr. Michael A. Miller (*w/enclosure*)

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

IN RE:

**PETITION OF TENNESSEE AMERICAN)
WATER COMPANY TO CHANGE AND)
INCREASE CERTAIN RATES AND)
CHARGES SO AS TO PERMIT IT TO)
EARN A FAIR AND ADEQUATE RATE)
OF RETURN ON ITS PROPERTY USED)
AND USEFUL IN FURNISHING WATER)
SERVICE TO ITS CUSTOMERS)**

Docket No. 06-00290

**JOINT NOTICE OF AGREEMENT BETWEEN TENNESSEE AMERICAN WATER
COMPANY AND THE CITY OF CHATTANOOGA REGARDING ACCESS TO
HIGHLY CONFIDENTIAL INFORMATION BY DAN JOHNSON**

Tennessee American Water Company (“TAWC”) and the City of Chattanooga (“City”), collectively “the Parties,” hereby provide notice to the Hearing Officer that they have reached agreement as to which of the Highly Confidential Information Dan Johnson (“Mr. Johnson”) may receive access subject to the Supplemental Protective Order (“SPO”) entered on March 1, 2007.

By letter of March 21, 2007, the City informed TAWC of the City’s intention to provide access to TAWC’s Highly Confidential Information to Mr. Johnson and to possibly provide access to Marlin L. Mosby and W. Kevin Thompson. TAWC filed its Objection to these persons receiving access to TAWC’s Highly Confidential Information on March 23, 2007, and the City filed its Response on March 27, 2007. During the Status Conference held on March 27, 2007, the Hearing Officer sustained TAWC’s Objection as to Messrs. Thompson and Mosby and directed the Parties to confer with each other in an attempt to reach agreement as to which Highly Confidential Information Mr. Johnson could receive access.

The parties conferred by telephone on March 28, March 30, and April 2 and agree that Mr. Johnson may be granted access by Mr. McMahan, subject to the terms of the SPO and after signing the Non-Disclosure Statement, to the following Highly Confidential Information:

Bates Range
TAWC-HC-00001-00052
TAWC-HC-00053-00130
TAWC-HC-00131-00166
TAWC-HC-00221-00261
TAWC-HC-00408-00499
TAWC-HC-00571-00572
TAWC-HC-01000-01187

The parties agree that Mr. Johnson will not be provided access to any of TAWC's Highly Confidential Information not specified in the table above. The parties further agree that should the City desire to disclose additional Highly Confidential Information to Mr. Johnson, it shall first consult with TAWC, but that if no agreement relating thereto can be reached within twenty-four (24) hours, the City may petition the Hearing Officer to authorize said disclosure and TAWC may respond to the City's petition. The parties further agree that Mr. Johnson shall only receive access to the above-specified Highly Confidential Information pursuant to the SPO entered on March 1, and that if the SPO is overturned or, for any reason, rendered ineffective, Mr. Johnson and the City will return all copies of the Highly Confidential Information to counsel for TAWC pending further orders of the Hearing Officer and/or the TRA.

Respectfully submitted,



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J. Davidson French (#15442)
Ross I. Booher (#019304)
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*Counsel for Petitioner
Tennessee American Water Company*



Michael A. McMahan (#000810)
Valerie L. Malueg (#023763)
Special Counsel
801 Broad Street, Suite 400
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(423) 757-5338

CITY OF CHATTANOOGA, TENNESSEE
RANDALL L. NELSON, CITY ATTORNEY

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served via the method(s) indicated, on this the 2nd day of April, 2007, upon the following:

<input type="checkbox"/> Hand	Michael A. McMahan
<input type="checkbox"/> Mail	Special Counsel
<input type="checkbox"/> Facsimile	City of Chattanooga (Hamilton County)
<input checked="" type="checkbox"/> Overnight	Office of the City Attorney
<input checked="" type="checkbox"/> Email	Suite 400
	801 Broad Street
	Chattanooga, TN 37402
<input checked="" type="checkbox"/> Hand	Timothy C. Phillips, Esq.
<input type="checkbox"/> Mail	Vance L. Broemel, Esq.
<input type="checkbox"/> Facsimile	Office of the Attorney General
<input type="checkbox"/> Overnight	Consumer Advocate and Protection Division
<input checked="" type="checkbox"/> Email	425 5th Avenue North, 2 nd Floor
	Nashville, TN 37243
<input checked="" type="checkbox"/> Hand	Henry M. Walker, Esq.
<input type="checkbox"/> Mail	Boult, Cummings, Connors & Berry, PLC
<input type="checkbox"/> Facsimile	Suite 700
<input type="checkbox"/> Overnight	1600 Division Street
<input checked="" type="checkbox"/> Email	Nashville, TN 37203
<input type="checkbox"/> Hand	David C. Higney, Esq.
<input type="checkbox"/> Mail	Grant, Konvalinka & Harrison, P.C.
<input type="checkbox"/> Facsimile	633 Chestnut Street, 9 th Floor
<input checked="" type="checkbox"/> Overnight	Chattanooga, TN 37450
<input checked="" type="checkbox"/> Email	
<input type="checkbox"/> Hand	Frederick L. Hitchcock, Esq.
<input type="checkbox"/> Mail	Chambliss, Bahner & Stophel, P.C.
<input type="checkbox"/> Facsimile	1000 Tallan Building
<input checked="" type="checkbox"/> Overnight	Two Union Square
<input checked="" type="checkbox"/> Email	Chattanooga, TN 37402


