ATTORNEYS AT LAW

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J.W. Luna jwluna@farmerluna.com

October 6, 2009

VIA E-MAIL AND HAND DELIVERY

Kelly Cashman-Grams, Esq. Hearing Officer Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, Tennessee 37243-00505

filed electronically in docket office on 10/06/09

Re:

Docket 07-00224 Docket to Evaluate Chattanooga Gas Company's Gas

Purchases and Related Sharing Incentives

Dear Hearing Officer Cashman-Grams:

Chattanooga Gas Company ("CGC") is filing the enclosed documentation and information supporting its request to recover the costs incurred to defend the above-referenced docket from the claims raised by the Consumer Advocate and Protection Division ("CAPD") of the Office of the Attorney General & Reporter. This filing contains in part confidential information that is being filed under seal pursuant to the Protective Order in this docket. CGC has provided the enclosed information to the CAPD, and we are hopeful that a stipulation by the parties will be filed shortly. CGC would like this matter to be considered at the Tennessee Regulatory Authority's October Agenda Conference.

Enclosures

cc: Cynthia Kinser, Deputy Attorney General Vance L. Broemel, Esq.
Mary L. White, Esq.
T. Jay Warner, Esq.
Shannon Pierce, Esq.
L. Craig Dowdy, Esq.

BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE

October 6, 2009

IN RE:)
DOCKET TO EVALUATE CHATTANOOGA GAS COMPANY'S GAS PURCHASES AND RELATED SHARING INCENTIVES) Docket No. 07-00224)
AFFIDAVIT OF L. CRA	AIG DOWDY

Having been duly sworn I, L. Craig Dowdy, attest as follows:

- 1. I am of majority age and have personal knowledge of the facts set forth herein. I submit this Affidavit in support of the recovery of the litigation costs expended in defending against the issues brought forth by the Consumer Advocate and Protection Division of the Office of Attorney General and Reporter in TRA Docket 07-00224.
- 2. I am outside counsel to Chattanooga Gas Company ("CGC") for Docket 07-00224.
- 3. I am a member of the law firm of McKenna Long & Aldridge LLP, and I am the member responsible for supervising the legal work performed by McKenna Long & Aldridge on behalf of CGC for TRA Docket 07-00224. In the role of lead counsel for McKenna Long & Aldridge's representation of CGC in TRA Docket 07-00224, I oversee all legal services performed by McKenna Long & Aldridge to ensure that the services are delivered in a timely and professional manner, that the services have been requested by CGC, and that the fees charged are reasonable and appropriate for the services rendered.
- 4. The fees charged to CGC for TRA Docket No. 07-00224 are the normal hourly rates billed by the individual attorneys and paralegals at McKenna Long & Aldridge. CGC is billed for the services performed and expenses incurred by McKenna Long & Aldridge on a monthly basis.
- 5. In accordance with the Hearing Officer's Order on March 7, 2008 Status Conference, I caused a billing file to be opened for accumulating and deferring the litigation expenses related to TRA Docket No. 07-00224.
- 6. In TRA Docket No. 07-00224, I have reviewed each and every McKenna Long & Aldridge invoice for accuracy and have submitted each invoice to CGC. Each

invoice is then reviewed by a supervising attorney at CGC before it is approved for payment. In TRA Docket No. 07-00224, the CGC supervising attorney is Ms. Shannon Pierce, Senior Regulatory Counsel.

- 7. The review for accuracy that I make each month, prior to sending the monthly invoice, includes determining that the substance of each legal service performed meets our professional standards, that the legal services provided have been authorized by appropriate officials of CGC, that the time charged is appropriate, reasonable and accurate, and that the expenses incurred are appropriate, reasonable and accurate.
- 8. I have reviewed all McKenna Long & Aldridge invoices from 10/1/08 through 8/31/09 for TRA Docket 07-00224. (See Exhibit A filed under seal pursuant to the Agreed Protective Order entered in this Docket on March 4, 2008). Pursuant to the guidelines outlined above, I have approved each and every invoice attached as confidential Exhibit A and have forwarded each invoice to Ms. Shannon Pierce for her review and approval. Each invoice is accurate, and the legal services performed meet all of the standards outlined above and were prudently incurred in the representation of CGC in Docket No. 07-00224. Each invoice through invoice number 666782 dated 8/14/09 has been paid in full.
- 9. Attached as Exhibit B is a list of expenditures by category for each invoice filed in Exhibit A.

FURTHER THE AFFIANT SAITH NOT.

STATE OF GEORGIA) COUNTY OF LITEN)
COUNTY OF <u>ACCION</u>
Sworn to and subscribed before me,
a Notary Public, this 6th day of 00000000000000000000000000000000000
, 2009.
Maran Kokuti an
Notary Public
My Commission Expires: March 26, 2013
WILLIAM HORE
TOTAN TOTAN
EXPIRES Z
GEORGIA E MARCH 28, 2013
NO PUBLIC
THE COUNTRY
.anslitting.

<u>Date</u> Invoice 11/20/2008 9/21/2009 8/14/2009 7/10/2009 5/18/2009 4/13/2009 3/11/2009 2/24/2009 12/4/2008 1/30/2009 6/9/2009 Number Invoice 671963 8/1/09 - 8/31/09 666782 7/1/09 - 7/31/09 660782 6/1/09 - 6/30/09 655381 5/1/09 - 5/31/09 646504 3/1/09 - 3/31/09 640648 2/1/09 - 2/28/09 627605 11/1/08 - 11/30/08 626060 10/1/08 - 10/31/08 652194 4/1/09 - 4/30/09 638397 1/1/09 - 1/31/09 635444 12/1/08 - 12/31/08 Rendered **Dates of Services** Invoice Listing for AGL Resources, Inc. -- Asset Management Docket (07-00224) Fees MLA Legal \$46,381.00 \$17,145.00 \$12,330.00 \$34,627.50 \$12,670.50 \$15,697.00 \$14,895.00 \$29,430.00 \$5,462.50 \$8,740.00 \$4,417.50 McKenna Long & Aldridge Fees Reporter Court Expense: Transcripts/ **EXHIBIT B** Research **Electronic** Expense: \$325.63 \$397.08 \$556.34 copies, distance charges, long delivery overnight Expenses General telephone) (including \$172.85 \$15.10 \$12.40 \$30.50 \$37.35 \$14.90 \$20.30 \$0.15 \$3.45 Lunch Expense: Working Travel Expense: \$384.42 \$290.82 \$275.00 \$649.27 \$128.15 Invoice Total \$16,528.34 \$35,091.17 \$47,103.45 \$13,098.08 \$14,932.35 \$30,094.17 \$17,145.15 \$12,330.00 \$5,594.10 \$8,755.10 \$4,437.80

Totals:

\$201,796.00

\$0.00

\$1,279.05

\$307.00

\$0.00 \$1,727.66

\$205,109.71

BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE

October 6, 2009

IN RE:)	
DOCKET TO EVALUATE CHATTANOOGA)) D	ocket No. 07-00224
GAS COMPANY'S GAS PURCHASES AND)	
RELATED SHARING INCENTIVES)	
)	

AFFIDAVIT OF J.W. LUNA

Having been duly sworn I, J.W. Luna, attest as follows:

- 1. I am of majority age and have personal knowledge of the facts set forth herein. I submit this Affidavit in support of the recovery of the litigation costs expended in defending against the issues brought forth by the Consumer Advocate and Protection Division of the Office of Attorney General and Reporter in TRA Docket 07-00224.
 - 2. I am outside counsel to Chattanooga Gas Company ("CGC").
- 3. I am a member of the law firm of Luna Law Group, PLLC, formerly known as Farmer & Luna, PLLC ("Farmer & Luna"), and I am the member responsible for supervising the legal work performed by Farmer & Luna on behalf of CGC for matters before the Tennessee Regulatory Authority ("TRA"). In the role of lead counsel for Farmer & Luna's representation of CGC, I oversee all legal services performed by Farmer & Luna to ensure that the services are delivered in a timely and professional manner, that the services have been requested by CGC, and that the fees charged are reasonable and appropriate for the services rendered.
- 4. The fees charged to CGC for all matters, including TRA Docket No. 07-00224, are the normal hourly rates billed by the individual attorneys and paralegals at Farmer & Luna, PLLC, for matters of this nature. CGC is billed for the services performed and expenses incurred by Farmer & Luna on a monthly basis.
- 5. In accordance with the Hearing Officer's Order on March 7, 2008 Status Conference, I caused a billing file to be opened as of February 5, 2008 for accumulating and deferring the litigation expenses related to TRA Docket No. 07-00224.
- 6. In TRA Docket No. 07-00224, I have reviewed each and every Farmer & Luna invoice for accuracy and have submitted each invoice to CGC. Each invoice is then

reviewed by a supervising attorney at CGC before it is approved for payment. In TRA Docket No. 07-00224, the CGC supervising attorney is Ms. Shannon Pierce, Senior Regulatory Counsel. A redacted version of all invoices has been provided under seal, pursuant to the Agreed Protective Order entered in this Docket on March 4, 2008, as Exhibit A.

- 7. Exhibit B (filed under seal) is a schedule of the normal hourly rates for the attorneys and paralegals at Farmer & Luna billed in this matter and is being provided under seal pursuant to the Agreed Protective Order entered in this Docket on March 4, 2008.
- 8. Attached as Exhibit C is a list of expenditures by category for each invoice submitted as confidential Exhibit A. This chart also reflects a reduction of \$75 for corrections related to invoices 3896 and 3807 as shown on Exhibit C.
- 9. The review for accuracy that I make each month, prior to sending the monthly invoice, includes determining that the substance of each legal service performed meets our professional standards, that the legal services provided have been authorized by appropriate officials of CGC, that the time charged is appropriate, reasonable and accurate, and that the expenses incurred are appropriate, reasonable and accurate.
- 10. I have reviewed all Farmer & Luna invoices dated March 25, 2008 through September 25, 2009 for TRA Docket 07-00224. Pursuant to the guidelines outlined above, I have approved each and every invoice (redacted versions filed as Exhibit A) and have forwarded each invoice to Ms. Shannon Pierce for her review and approval. With the credit of \$75 noted in Paragraph 8 above, each invoice is accurate, and the legal services performed meet all of the standards outlined above and were prudently incurred in the representation of CGC in TRA Docket No. 07-00224. Each invoice through invoice number 3937 dated August 24, 2009 has been paid in full.

FURTHER THE AFFIANT SAITH NOT

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

	201000111111
Sworn to and subscribed before a Notary Public, this 64 day	me, WINDA M. B.
a Notary Public, this 6th day	of state
Uctober, 2009	NOTARY OF
•	PUBLIC DE
	P. JAPOT
	No. O.
(arlinda M. Box	heron
Notary Public	20111101101101000000000000000000000000

My Commission Expires: 11-7-2011

EXHIBIT C

\$14,588.32			\$4.80	\$374.52	\$74.00	\$14,135.00	395/ 8/1/09 - 8/31/09	3957	9/25/2009
\$63,815.31		\$148.58	\$723.16	\$93.32	\$467.75	\$62,382.50	3937 7/1/09 - 7/31/09	3937	8/24/2009
\$45,996.46			\$139.05	\$13.91	\$186.50	\$45,657.00	3923 6/1/09 - 6/30/09	3923	7/22/2009
\$31,837.30			\$354.48	\$344.57	\$112.25	\$31,026.00	3896 5/1/09 - 5/31/09	3896	6/22/2009
\$23,386.47			\$742.97			\$22,643.50	3878 4/1/09 - 4/30/09	3878	5/22/2009
\$13,858.55			\$23.55	- MA		\$13,835.00	3859 3/1/09 - 3/31/09	3859	4/30/2009
\$5,604.20		\$37.00	\$7.20			\$5,560.00	3832 2/1/09 - 2/28/09	3832	3/25/2009
\$10,462.48			\$11.25	\$1,303.73		\$9,147.50	3807 1/1/09 - 1/31/09	3807	2/24/2009
\$48,138.84		\$57.19	\$157.84	\$239.81		\$47,684.00	3781 12/1/08 - 12/31/08	3781	1/26/2009
\$22,380.72			\$136.80	\$677.92		\$21,566.00	3752 11/1/08 - 11/30/08	3752	12/12/2008
\$54,983.63	\$1,324.10		\$32.78		\$112.25	\$53,514.50	3729 10/1/08 - 10/31/08	3729	11/18/2008
\$20,555.30			\$39.30			\$20,516.00	3709 9/1/08 - 9/30/08	3709	10/28/2008
\$6,567.45			\$91.83	\$34.62		\$6,441.00	3681 8/1/08 - 8/31/08	368	9/29/2008
\$7,200.00			\$15.00			\$7,185.00	3666 7/1/08 - 7/31/08	3666	8/27/2008
\$1,858.08			\$20.58			\$1,837.50	3641 6/1/08 - 6/30/08	364	7/21/2008
\$19,155.90		\$39.01	\$222.19	\$217.20	\$370.50	\$18,307.00	3619 5/1/08 - 5/31/08	3619	6/30/2008
\$38,506.93			\$2,422.26	\$798.42	\$125.75	\$35,160.50	3597 4/1/08 - 4/30/08	3597	5/28/2008
\$19,551.35			\$44.85			\$19,506.50	3567 3/1/08 - 3/31/08	3567	4/29/2008
\$18,701.33			\$4.95	\$106.13	\$309.75	\$18,280.50	3543 2/1/08 - 2/28/08	354	3/25/2008
Invoice Total	Travel			Research	Fees	Fees	Rendered	Number	Date
	Expense:	Working	delivery	<u>Electronic</u>	Reporter	F&L Legal	Dates of Services	nvoice	Invoice
		Expense:	overnight	Expense:	Court				
			copies,		Transcripts/				
			(including		Expense:				
			Expenses						
			<u>General</u>						
	224)	cket (07-00	Management Docket (07-00224)	ces, inc Asset	or AGL Resour	Invoice Listing f	Farmer & Luna, PLLC Invoice Listing for AGL Resources, Inc Asset Man		

באוווומנפט וסנמו:	Estimated Total.	Estimated Total for Services Rendered 9/1/00 to 9/20/00.	Totals:
	, 2/ 20/02.	0/20/00.	\$454,385.00
			\$1,758.75
		•	\$4,204.15
		-	\$5.194.84
		1	\$281.78
		1-)0-	\$281.78 \$1.324.10
\$481,148.62	\$14,000.00*	7 . O.) ± . O. O.	\$467 148 63

^{*} Invoice 3896 includes \$25 filing fee that should have been charged to the general account. Invoice 3807 includes an entry for 1/20/09 that was services rendered 9/1/09 to 9/30/09 in this Docket. billed at JWL's rate and should have been billed at JLB's rate resulting in a \$50 overcharge. A credit of \$75.00 will be included in the invoice for

BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE

October 6, 2009

IN RE:)	
DOCKET TO EVALUATE CHATTANOOGA)	Docket No. 07-00224
GAS COMPANY'S GAS PURCHASES AND)	
RELATED SHARING INCENTIVES)	
)	

AFFIDAVIT OF SHANNON PIERCE

Having been duly sworn I, Shannon Pierce, attest as follows:

- 1. I am of majority age and have personal knowledge of the facts set forth herein. I submit this affidavit in support of the recovery of the litigation costs expended in defending against the issues brought forth by the Consumer Advocate and Protection Division of the Office of Attorney General and Reporter in TRA Docket 07-00224.
- 2. I am Senior Regulatory Counsel for AGL Resources Inc. I have primary responsibility for managing the legal aspects of TRA Docket 07-00224 on behalf of Chattanooga Gas Company ("CGC" or "Company").
- 3. I direct and approve the work of outside counsel to ensure that it is appropriate for the nature of the proceeding and the strategic direction of the Company to promote what is in the best interests of the Company and its ratepayers. I thoroughly review all invoices submitted by outside counsel and make adjustments, if any, where appropriate. I review the invoices for reasonableness and accuracy prior to approval for payment.
- 4. In TRA Docket 07-00224, I have reviewed and approved all invoices submitted by Luna Law Group, PLLC, formerly known as Farmer & Luna, PLLC, and McKenna Long & Aldridge LLP and have determined all of the invoices to be reasonable, accurate and prudently incurred for the services provided. All of these invoices have been paid in full except for the last invoice for services rendered 8/1/09 through 8/31/09 referenced on Exhibit C to J.W. Luna's Affidavit and on Exhibit B to L. Craig Dowdy's

Affidavit which is currently being reviewed for payment. I have attached a list of legal fees paid by CGC in regard to this docket as Exhibit A to this Affidavit as further documentation of these payments.

FURTHER THE AFFIANT SAITH NOT.

| Shannon Pierce | STATE OF GEORGIA | COUNTY OF Fullon |
| Sworn to and subscribed before me, a Notary Public, on this the loweday

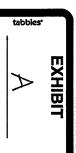
Ordine La Scanditte
Notary Public

of October , 2009.

My Commission Expires: Notary Public, DeKalb County, Georgia
My Commission Expires Nev. 12, 2009

Legal Fees for Asset Mgmt Docket (07-00224) Matter June 2008 - September 2009

2009	2009	2009	2009	2009	9000	5000	2009	2009	2009	2009	2009	2009	2009	2009	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	2008	Year Paid
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MCKENNA LONG & ALDRIDGE, LLP.		FARMER & LUNA PLLC			LUNA PLLC			FARMER & LUNA PLLC	FARMER & LUNA PLLC	FARMER & LUNA PLLC	MCKENNA LONG & ALDRIDGE, LLP.	& ALDRIDGE,	LONG & ALDRIDGE,		_	& LUNA	& LUNA	& LUNA	& LUNA	& LUNA	FARMER & LUNA PLLC	∞	FARMER & LUNA PLLC	FARMER & LUNA PLLC	& LUNA	& LUNA	FARMER & LUNA PLLC		FARMER & LUNA PLLC	ζo	MCKENNA LONG & ALDRIDGE, LLP.	Vendor Name			
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8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	8035	Dept ID
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0011053	0255847	0010951	0251589	0010951	0251589	0250259	0010814	0250259	0248647	0248647	0010849	0010849	0010796	0010796	0244425	0244425	0241751	0241751	0237034	0237034	0232541	0232541	0225170	0225170	0223204	0223204	0219945	0219945	0218959	0218959	0218959	0218959	0010517	0010517	Check#
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5,462.50 131.60 14,135.00 453.32	34,627.50 463.67	62,382.50 1,432.81	339.46	722.45 45 657 00	46,381.00	15.10	8,740.00	427.58	12,670.50	811.30	31,026.00	742.97	22,643.50	23.55	13,835.00	20.30	Amount
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	8/28/2009 EFT 8/28/2009 EFT	9/1/2009 Check 9/1/2009 Check	8/4/2009 Check	7/29/2009 EFT 8/4/2009 Chack	7/29/2009 EFT	6/19/2009 EFT	6/19/2009 EFT	6/10/2009 EFT	6/10/2009 EFT	6/30/2009 Check	6/30/2009 Check	6/9/2009 Check	6/9/2009 Check	5/14/2009 Check	5/14/2009 Check	5/1/2009 EFT	Date Paid or EFT