

# BASS, BERRY & SIMS PLC

*Attorneys at Law*

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A PROFESSIONAL LIMITED LIABILITY COMPANY

**Adam Futrell**

PHONE: (615) 742-7822  
FAX: (615) 742-0431  
E-MAIL: afutrell@bassberry.com

315 Deaderick Street, Suite 2700  
Nashville, Tennessee 37238-3001  
(615) 742-6200

July 3, 2008

Tim Phillips, Esq.  
Ryan McGehee, Esq.  
Consumer Advocate and Protection Division  
Office of Attorney General  
425 Fifth Avenue North, Second Floor  
Nashville, TN 37243-0491

filed electronically in docket office on 07/07/08

Re: *TAWC's Pending Renewed Motion to Compel*

Dear Tim and Ryan:

As you know, Tennessee American's Renewed Motion to Compel the Consumer Advocate remains pending. To date, Tennessee American has received only one supplemental discovery response from the Consumer Advocate, dated June 24, 2008, which disclosed the identities of certain of the Consumer Advocate's anticipated expert witnesses. Since June 24, we have not received any further supplemental responses to any of our other requests.

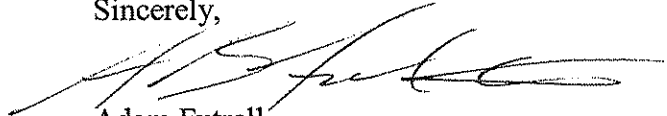
We understand that the Consumer Advocate's lack of further supplementation is an ongoing assertion by the Consumer Advocate that no further responsive information has yet been developed, discovered or identified by the Consumer Advocate. Accordingly, we understand the Consumer Advocate's position is that the Consumer Advocate has not: (1) determined what position it will take regarding any aspect of Tennessee American's Petition; (2) identified any facts on which it will rely to support whatever position it takes; (3) specifically identified any Tennessee American employees, personnel, witnesses, or customers who the Consumer Advocate believes have knowledge of facts supporting whatever position the Consumer Advocate will take; (4) selected any testifying experts (other than those already disclosed) for this rate case; or (5) determined any bases on which the Consumer Advocate intends to contest the conclusions or methodology of the I.C.A.R., weatherization figures, and depreciation study filed by Tennessee American in this docket.

If our understanding regarding your responses to date (or lack thereof) is not fully accurate, please let me know as soon as possible. If, in fact, the Consumer Advocate has any responsive information or documents, we again call upon the Consumer Advocate to fulfill its duty to supplement its responses without delay.

Ryan McGehee  
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Thank you.

Sincerely,



Adam Futrell

RIB:jgl

cc: Hon. Ron Jones  
Hon. Sara Kyle  
Hon. Tre Hargett  
Ms. Darlene Standley, Chief of Utilities Division  
Richard Collier, Esq.  
Mr. Jerry Kettles, Chief of Economic Analysis & Policy Division  
Ms. Pat Murphy  
Timothy C. Phillips, Esq.  
David C. Higney, Esq.  
Henry M. Walker, Esq.  
Michael A. McMahan, Esq.  
Frederick L. Hitchcock, Esq.  
Mr. John Watson  
Mr. Michael A. Miller

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