

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

July 10, 2008

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

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DOCKET NO.
08-00039

ORDER RESUSPENDING TARIFFS THROUGH SEPTEMBER 15, 2008

This matter initially came before Chairman Eddie Roberson, Director Tre Hargett 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 April 7, 2008 for consideration of the *Petition* filed by Tennessee American Water Company on March 14, 2008. During that Conference, the panel convened a contested case proceeding, appointed General Counsel or his designee as Hearing Officer to prepare the matter for hearing, and suspended the proposed tariffs to July 11, 2008.

On March 14, 2008, Tennessee American Water Company (“TAWC” or the “Company”) filed its *Petition* in which TAWC requests that the Authority set a hearing and determine, after the presentation of evidence, that the rates proposed by TAWC are just and reasonable. A number of the tariffs filed with TAWC’s *Petition* on March 14, 2008 were marked with an effective date of April 13, 2008. Tenn. Code Ann. § 65-5-103 permits the Authority to suspend any increase, change, or alteration initially for a period of three months from the proposed effective date of the increase, change, or alteration and provides that the TRA may “extend the period of suspension for such

further period as will reasonably enable it to complete its investigation of any such increase, change or alteration¹ Because the hearing and determination of TAWC's proposed increase, change or alteration in tariffs cannot be completed within the time period of the original suspension, the Hearing Officer hereby suspends the effectiveness of the tariffs filed with the *Petition* through **September 15, 2008**.

IT IS THEREFORE ORDERED THAT:

The *Petition* and the effective dates of the tariffs filed with the *Petition* by Tennessee American Water Company are hereby suspended through **September 15, 2008**.


Richard Collier, Hearing Officer

¹ Tenn. Code Ann. § 65-5-103(a).