

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

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IN RE:	*	
	*	T.R.A. DOCKET ROOM
PETITION OF TENNESSEE-	*	DOCKET NO. 08-00039
AMERICAN WATER COMPANY TO	*	
CHANGE AND INCREASE CERTAIN	*	
RATES AND CHARGES...	*	

**CHATTANOOGA MANUFACTURERS ASSOCIATION'S MOTION TO COMPEL
TENNESSEE AMERICAN WATER COMPANY TO PROVIDE APPROPRIATE &
COMPLETE RESPONSES TO CMA's SECOND SET OF DATA REQUESTS**

The Chattanooga Manufacturers Association ("CMA"), by and through counsel, respectfully moves to compel the Tennessee American Water Company ("TAWC" or the "Company") to provide an appropriate and complete answer to each and every discovery and data request promulgated by CMA on July 24, 2008, for which CMA received the responses on July 31, 2008 – one business day ago.

CMA's discovery requests are limited in scope, and focus upon identifying the information that TAWC and its witnesses seek to use to justify TAWC's proposed rate increase of more than twenty-percent (20%+) that immediately follows the rate increase TAWC obtained just last year. CMA seeks to obtain information that TAWC claims forms the basis for the petition for the utility's requested increase. (See TAWC Community Relations Materials wherein John Watson purportedly invites and is "welcom[ing] scrutiny" by TRA staff and intervening parties in the rate case he describes as "comprehensive and transparent"– pp. 11-12 of 17, filed March 24, 2008).

Multiple times the Company sees fit to answer what it wants, or how it wants, rather than answer the questions actually asked; or TAWC apparently deems unilaterally what is or is not

relevant and, then, refuses to provide information it unilaterally identifies as irrelevant to the proceeding. Examples include, but are not limited to:

(a) The Company advises in Response 6 that certain calculations questioned by CMA should not have been included in both the lead/lag study and working capital, but does not supply CMA or the Authority with any calculations revising the amounts in the testimony of TAWC;

(b) In Responses 7-10, and others, TAWC simply ignores its duty to respond to the entire question and produce specific Company information concerning or relating to the request or response. If it is in the Company's possession, the information must be revealed.

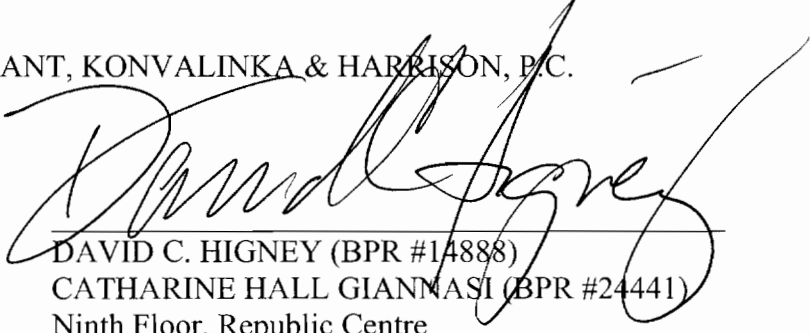
Due to the time constraints imposed by the recently adopted dual-track discovery schedule, which provided for one (1) business-day to evaluate TAWC's responses before submitting this motion to compel, CMA has not had an opportunity to completely review and set forth with specificity each and every argument as to how TAWC fails to respond completely and appropriately to the data requests. Keeping in mind that it is TAWC seeking to burden ratepayers with an extraordinary rate increase, however, CMA reserves its rights to further address and/or enunciate each CMA Request to which the Company did not initially respond completely and appropriately, and to which the Company has not agreed to supplement seasonably, at the August 4, 2008 status conference noticed by the Hearing Office, and to further comment upon TAWC's failure to appropriately respond to Data Requests or discovery issued by CMA and others.

Based upon the foregoing, CMA respectfully requests an Order requiring TAWC to provide appropriate and complete responses to each and every request contained in CMA's

Second Set of Data Requests Propounded Upon Tennessee-American Water Company on July 24, 2008.

GRANT, KONVALINKA & HARRISON, P.C.

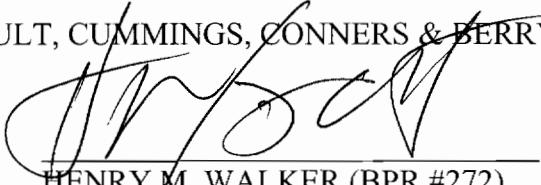
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served via the method(s) indicated, on this the 4th day of August, 2008, upon the following:

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