

**BASS, BERRY & SIMS PLC**  
*Attorneys at Law*  
A PROFESSIONAL LIMITED LIABILITY COMPANY

**Sue Bible**  
**PARALEGAL**  
PHONE: (615) 259-6788  
FAX: (615) 742-2888  
E-MAIL: SBIBLE@bassberry.com

315 Deaderick Street, Suite 2700  
Nashville, Tennessee 37238-3001  
(615) 742-6200  
[www.bassberry.com](http://www.bassberry.com)

August 18, 2008

**VIA HAND DELIVERY**

Chairman Tre Hargett  
c/o Ms. Sharla Dillon  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243

**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. 08-00039**

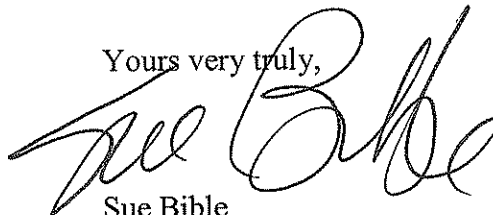
Dear Chairman Hargett:

Enclosed please find an original and seven (7) copies of Tennessee American Water Company's Affidavit of Joseph Vanden Berg swearing to his testimony.

Please return three copies of this document, which I would appreciate you 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.

Yours very truly,



Sue Bible  
Paralegal

Enclosures

Chairman Tre Hargett

August 18, 2008

Page 2

cc: Hon. Mary Freeman (*w/o enclosure*)  
Hon. Sara Kyle (*w/o enclosure*)  
Hon. Eddie Roberson (*w/o enclosure*)  
Richard Collier, Esq. (*w/o enclosure*)  
Ms. Shilina Chatterjee (*w/o enclosure*)  
Ms. Kelly Grams (*w/o enclosure*)  
Ms. Emily Knight (*w/enclosure*)  
Ryan McGehee, Esq. (*w/enclosure*)  
Timothy C. Phillips, Esq. (*w/enclosure*)  
David C. Higney, Esq. (*w/enclosure*)  
Henry M. Walker, Esq. (*w/enclosure*)  
Michael A. McMahan, Esq. (*w/enclosure*)  
Frederick L. Hitchcock, Esq., (*w/enclosure*)

6615076.1

TENNESSEE REGULATORY AUTHORITY

STATE OF Virginia

COUNTY OF Fairfax

BEFORE ME, the undersigned authority, duly commissioned and qualified in and for the State and County aforesaid, personally came and appeared A Joseph Vandenberg being by my first duly sworn deposed and said that:

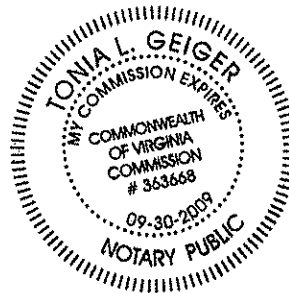
He is appearing as a witness before the Tennessee Regulatory Authority, and if present before the Authority and duly sworn, his testimony would set forth in the annexed transcript consisting of 15 pages.

Joseph Van den Berg  
(signature)  
A Joseph Van den Berg  
(printed name)

Sworn to and subscribed before me  
This 15<sup>th</sup> day of August 2008.

Tonia L Geiger  
Notary Public


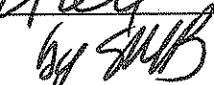

My commission expires 9-30-09



### 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 18<sup>th</sup> day of August, 2008, upon the following:

<input checked="" type="checkbox"/> Hand-Delivery	Timothy C. Phillips, Esq.
<input type="checkbox"/> U.S. Mail	Consumer Advocate and Protection Division
<input type="checkbox"/> Facsimile	Office of Attorney General
<input type="checkbox"/> Overnight	2nd Floor
<input checked="" type="checkbox"/> Email	425 5th Avenue North
	Nashville, TN 37243-0491
<input checked="" type="checkbox"/> Hand-Delivery	David C. Higney, Esq.
<input type="checkbox"/> U.S. Mail	Counsel for Chattanooga Manufacturers Association
<input type="checkbox"/> Facsimile	Grant, Konvalinka & Harrison, P.C.
<input type="checkbox"/> Overnight	633 Chestnut Street, 9th Floor
<input checked="" type="checkbox"/> Email	Chattanooga, TN 37450
<input checked="" type="checkbox"/> Hand-Delivery	Henry M. Walker, Esq.
<input type="checkbox"/> U.S. Mail	Counsel for Chattanooga Manufacturers Association
<input type="checkbox"/> Facsimile	Boult, Cummings, Conners & Berry, PLC
<input type="checkbox"/> Overnight	Suite 700
<input checked="" type="checkbox"/> Email	1600 Division Street
	Nashville, TN 37203
<input checked="" type="checkbox"/> Hand-Delivery	Michael A. McMahan, Esq.
<input type="checkbox"/> U.S. Mail	Special Counsel
<input type="checkbox"/> Facsimile	City of Chattanooga (Hamilton County)
<input 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-Delivery	Frederick L. Hitchcock, Esq.
<input type="checkbox"/> U.S. Mail	Harold L. North, Jr., Esq.
<input type="checkbox"/> Facsimile	Counsel for City of Chattanooga
<input type="checkbox"/> Overnight	Chambliss, Bahner & Stophel, P.C.
<input checked="" type="checkbox"/> Email	1000 Tallan Building
	Two Union Square
	Chattanooga, TN 37402

  
by    
w/ permission