

**IN THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:)	
)	
PETITION OF LYNWOOD UTILITY)	DOCKET NO. 08-00060
CORPORATION FOR APPROVAL OF)	
COST RECOVERY MECHANISM FOR)	
DEFERRED ODOR ELIMINATION)	
COSTS)	

COMPLAINT AND PETITION TO INTERVENE

Robert E. Cooper, Jr., the Attorney General and Reporter for the State of Tennessee, through the Consumer Advocate and Protection Division of the Office of Attorney General (“Consumer Advocate”), pursuant to Tenn. Code Ann. § 65-4-118, respectfully petitions to intervene in this docket on behalf of the public interest, because consumers may be adversely affected by the proposed surcharge of Lynwood Utility Corporation (“Lynwood”). For cause, the Petitioner would show as follows:

1. The Consumer Advocate is authorized by Tenn. Code Ann. § 65-4-118 to initiate a contested case and participate or intervene in proceedings to represent the interests of Tennessee consumers in accordance with the Uniform Administrative Procedures Act (“UAPA”) and Tennessee Regulatory Authority rules and regulations.
2. Lynwood is a company regulated by the Tennessee Regulatory Authority (“TRA”). Lynwood provides sewer service to consumers in the State of Tennessee.

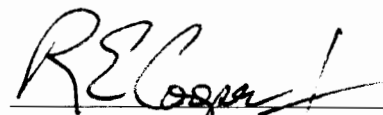
3. Lynwood has proposed a cost recovery mechanism (“surcharge”) for costs that are not documented. Furthermore, the surcharge sought does not distinguish between expenses and investment in plant.

4. Discovery will be needed to determine whether the proposed surcharge is appropriate, what specific expenses a surcharge will recover and when the surcharge would sunset.

5. Only by intervening and participating in this proceeding can the Consumer Advocate work to protect the public interest.

Wherefore, the Petitioner respectfully asks the TRA to grant the Petition to Intervene and to convene a contested case.

RESPECTFULLY SUBMITTED,



ROBERT E. COOPER, JR., B.P.R. #10934
Attorney General and Reporter
State of Tennessee



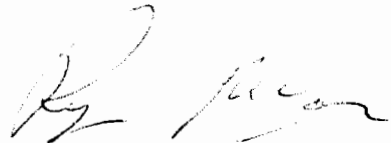
RYAN L. McGEHEE B.P.R. #25559
Assistant Attorney General
Office of the Attorney General
Consumer Advocate and Protection Division
P.O. Box 20207
Nashville, Tennessee 37202
(615) 532-5512

Dated: March 6, 2008

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail or facsimile on March 6, 2008 upon:

Donald L. Scholes, Esq.
Branstetter, Stranch & Jennings, PLLC
227 Second Ave. North, 4th Floor
Nashville, TN 37201-1631



Ryan L. McGehee
Assistant Attorney General

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