

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

IN RE:

**PETITION OF CARTWRIGHT CREEK,
L.L.C. TO CHANGE AND INCREASE
RATES AND CHARGES**

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DOCKET NO. 09-00056

PETITION TO INTERVENE

Robert E. Cooper, Jr., Attorney General and Reporter for the State of Tennessee, by and through the Consumer Advocate and Protection Division of the Office of the Attorney General ("Consumer Advocate"), pursuant to Tenn. Code Ann. § 65-4-118, respectfully petitions the Tennessee Regulatory Authority ("TRA" or "Authority") to grant the Consumer Advocate's intervention into this proceeding on behalf of the public interest, because consumers may be adversely affected by the rate increase and adjustment requested by Cartwright Creek, L.L.C. ("Cartwright Creek"). For cause, Petitioner would show as follows:

1. The Consumer Advocate is authorized by Tenn. Code Ann. § 65-4-118 to represent the interests of Tennessee consumers of public utilities services by initiating and intervening as a party in proceedings before the Authority in accordance with the Uniform Administrative Procedures Act and Authority rules.

2. Cartwright Creek is a public utility regulated by the Authority. Cartwright Creek sells wastewater services to consumers in the State of Tennessee. Cartwright Creek's principal place of business in Tennessee is 2033 Richard Jones Road, Nashville, Tennessee 37215.

3. On April 23, 2009, Cartwright Creek filed in the Authority a Petition of Cartwright Creek, LLC to Change and Increase Rates and Charges and a revised tariff to become effective on June 1, 2009. If the Authority were to approve the Petition of Cartwright Creek in

its present form, rates for consumers would be raised by 75%, which corresponds to a \$220,405 increase in revenues.

4. The Consumer Advocate alleges that an increase in customer rates may not be warranted or that the amount of the requested increase may be too high and may not be just and reasonable under attendant circumstances.

5. Additional investigation and discovery will be needed to determine whether an increase in customer rates is warranted and, if so, the appropriate amount of any such increase.

6. Only by participating in this proceeding can the Consumer Advocate work adequately to protect the interests of consumers.

WHEREFORE, Petitioner respectfully asks the Authority to grant the Petition to Intervene.

RESPECTFULLY SUBMITTED,



ROBERT E. COOPER, JR. (BPR #10934)
Attorney General and Reporter
State of Tennessee



MARY LEIGH WHITE (BPR #026659)
Associate Attorney General
Office of the Attorney General
Consumer Advocate and Protection Division
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Dated: June 1st, 2009.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petition to Intervene was served via U.S. Mail or electronic mail upon:

Nathan B. Hinch
Corporate Counsel
Sheaffer International, LLC
800 Roosevelt Road, Ste C-20
Glen Ellyn, IL 60137

Gregory L. Cashion
Smith Cashion & Orr, PLC
231 Third Avenue North
Nashville, TN 37201

This the 1st day of June, 2009.



MARY LEIGH WHITE