

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

March 22, 2010

IN RE:)	
)	
PETITION OF CHATTANOOGA GAS)	
FOR GENERAL RATE INCREASE,)	Docket No. 09-00183
IMPLEMENTATION OF THE)	
ENERGYSMART CONSERVATION)	
PROGRAMS, AND IMPLEMENTATION OF)	
A REVENUE DECOUPLING MECHANISM)	
)	

CHATTANOOGA GAS COMPANY'S MOTION TO COMPEL THE CAPD

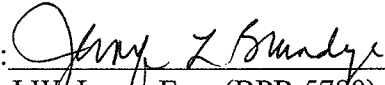
Pursuant to the Hearing Officer's Modified Procedural Schedule, Chattanooga Gas Company ("CGC" or "Company") files this Motion to Compel in response to the objections raised by the Consumer Advocate and Protection Division ("CAPD") of the Office of the Attorney General and Reporter to CGC's first set of discovery requests issued to the CAPD. The CAPD has raised objections to forty-five (45) of CGC's discovery requests. In most instances, the CAPD has raised multiple objections. In the CAPD's objection filing, the CAPD indicates that it will provide responsive answers to all of the forty-five (45) discovery requests for which it has raised an objection. In subsequent discussions, the CAPD has explained to CGC that its objections were made out of an abundance of caution because of the short time frame for filing objections.

As the CAPD has asserted, and as it is CGC's understanding, that the CAPD will be filing responsive answers to each discovery request, CGC will not know whether the CAPD has fully responded until it receives the CAPD's responses on March 29, 2010. To avoid the unnecessary expenditure of resources at this time, CGC is reserving its right to file a motion to compel until it receives the CAPD's responses and can then determine

the appropriateness of the CAPD's assertion of any objections and whether a motion to compel is necessary.

Respectfully submitted,

LUNA LAW GROUP, PLLC

By: 
J.W. Luna, Esq. (BPR 5780)
Jennifer L. Brundige, Esq. (BPR 20673)
333 Union Street, Suite 300
Nashville, TN 37201
(615) 254-9146

Attorneys for Chattanooga Gas Company

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of March 2010, a true and correct copy of the foregoing was served on the persons below by electronic mail:

Gary Hotvedt
Hearing Officer
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-00505

Cynthia Kinser, Deputy
C. Scott Jackson
Ryan McGehee
T. Jay Warner
Consumer Advocate and Protection Division
Office of Attorney General
2nd Floor
425 5th Avenue North
Nashville, TN 37202

Henry M. Walker
Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, TN 37203

