

November 19, 2010

Via E-Mail and USPS

filed electronically in docket office on 11/19/10

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

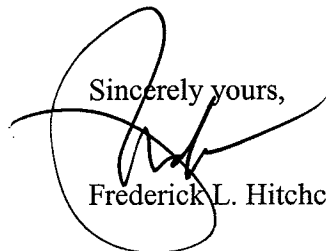
**Re: Petition of Tennessee American Water Company
Docket No. 10-00189**

Dear Chairman Freeman:

Enclosed please find an original and five (5) copies of The City of Chattanooga's Amended Notice of Intent to Disclose Confidential Information to Consultant. I would appreciate you stamping the extra copy of this document as "filed," and returning it to me in the enclosed, self-addressed and stamped envelope.

This notice amends the notice dated November 18, 2010 which erroneously referenced the nondisclosure form of Mary White. We apologize for the error.

With best regards, I am

Sincerely yours,

Frederick L. Hitchcock

FLH:kwr

Enclosures

cc: Mr. J. Richard Collier (w/encl.)
Mr. Vance L. Broemel (w/encl.)
Mr. T. Jay Warner
Mr. Ryan L. McGehee
Ms. Mary L. White
Mr. David C. Higney (w/encl.)
Mr. Henry M. Walker (w/encl.)
Mr. Michael A. McMahan (w/enc.)
Ms. Valerie L. Maleug
Mr. R. Dale Grimes (w/encl.)
Mr. Mark Brooks (w/encl.)
Mr. Scott H. Strauss (w/encl.)
Ms. Katharine M. Mapes
Mr. Donald L. Scholes (w/encl.)

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

IN RE:

**PETITION OF TENNESSEE AMERICAN
WATER COMPANY TO CHANGE AND
INCREASE CERTAIN RATES AND CHARGES.**

Docket No. 10-00189

**THE CITY OF CHATTANOOGA'S AMENDED NOTICE OF INTENT TO DISCLOSE
CONFIDENTIAL INFORMATION TO CONSULTANT**

This notice amends the notice filed electronically on November 18, 2010, which erroneously referenced the nondisclosure form of Mary White.

This shall constitute notice, pursuant to Section 3(e) of the Protective Order entered in this matter and without waiving any of the provisions of the Tennessee Rules of Civil Procedure or the Rules of the Authority, of the City of Chattanooga's intent to disclose Confidential Information and/or Protected Security Materials to Jeremy Dismukes of the consultant Kim Dismukes' firm. This shall also serve as notice of the delivery to counsel for the Petitioner of the Nondisclosure Statement of Mr. Dismukes, pursuant to Section 5(a) of the Protective Order entered in this cause.

Respectfully Submitted,

OFFICE OF THE CITY ATTORNEY

By:

Michael A. McMahan by FLY W7
Michael A. McMahan (BPR No. 000810)

Valerie L. Malueg (BPR No. 023763)

Special Counsel

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Chattanooga, TN 37402

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Email: malueg@mail.chattanooga.gov

CHAMBLISS, BAHNER & STOPHEL, P.C.

By. 

Frederick L. Hitchcock (BPR No. 005960)

Harold L. North, Jr. (BPR No. 007022)

Thomas C. Greenholtz (BPR No. 020105)

1000 Tallan Building, Two Union Square

Chattanooga, Tennessee 37402

(423) 757-0222 – Telephone

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Email: rhitchcock@cbslawfirm.com

Email: hnorth@cbslawfirm.com

Email: tgreenholtz@cbslawfirm.com

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing pleading was emailed and was served upon the following person(s) via ☐ hand delivery or ☒ United States first class mail with proper postage applied thereon to ensure prompt delivery:

Mr. J. Richard Collier
General Counsel
State of Tennessee
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Mr. Vance L. Broemel
Mr. T. Jay Warner
Mr. Ryan L. McGehee
Ms. Mary L. White
Office of the Attorney General
Consumer Advocate and Protection Division
Cordell Hull Building, Ground Floor
425 5th Avenue North
Nashville, TN 37243

Mr. R. Dale Grimes
Bass, Berry & Sims PLC
150 Third Avenue South, Suite 2800
Nashville, TN 37201

Mr. David C. Higney
Grant, Konvalinka & Harrison, P.C.
Ninth Floor, Republic Centre
633 Chestnut Street
Chattanooga, TN 37450-0900

Mr. Henry M. Walker
Boult, Cummings, Conners & Berry PLC
1600 Division Street, Suite 700
Nashville, Tennessee 37203

Mr. Mark Brooks
521 Central Avenue
Nashville, TN 37211-2226

Mr. Scott H. Strauss
Ms. Katharine M. Mapes
Spiegel & McDiarmid LLP
1333 New Hampshire Avenue, NW
Washington, DC 20036

Mr. Donald L. Scholes
Branstetter, Stranch & Jennings, PLLC
227 Second Avenue, North, Fourth Floor
Nashville, TN 37201

This 19th day of November, 2010.



Frederick L. Hitchcock

Frederick L. Hitchcock
Tel 423.757.0222
Fax 423.508.1222
rhitchcock@cbslawfirm.com

November 19, 2010

Via Email and USPS

Mr. R. Dale Grimes
Bass, Berry & Sims PLC
150 Third Avenue South, Suite 2800
Nashville, TN 37201

**Re: Petition of Tennessee American Water Company
Docket No. 10-00189**

Dear Dale:

This notice amends and replaces the notice that we provided to you in error yesterday. We apologize for the error.

Pursuant to Section 3(e) of the Protective Order entered in this matter, and without waiving any of the provisions of the Tennessee Rules of Civil Procedure or the Rules of the Authority, the City of Chattanooga provides the enclosed notice to the Tennessee American Water Company ("TAWC") of its intent to disclose Confidential Information and/or Protected Security Materials to Jeremy Dismukes, who is affiliated with consultant Kim Dismukes' firm. The City of Chattanooga has provided Mr. Dismukes with a copy of the Protective Order prior to his signing the nondisclosure statement pursuant to Section 5(a) of the Order.

A copy of the referenced Nondisclosure Statement is enclosed.

Sincerely yours,


Frederick L. Hitchcock

FLH:kw

Enclosures

cc: Mr. J. Richard Collier (w/encl.)
Mr. Vance L. Broemel (w/encl.)
Mr. T. Jay Warner
Mr. Ryan L. McGehee
Ms. Mary L. White
Mr. David C. Higney (w/encl.)
Mr. Henry M. Walker (w/encl.)
Mr. Michael A. McMahan (w/enc.)
Ms. Valerie L. Maleug
Mr. Mark Brooks (w/encl.)
Mr. Scott H. Strauss (w/encl.)
Ms. Katharine M. Mapes
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**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:

PETITION OF TENNESSEE AMERICAN
WATER COMPANY TO CHANGE AND
INCREASE CERTAIN RATES AND CHARGES.

Docket No. 10-00189

NONDISCLOSURE STATEMENT

I have reviewed the Protective Order entered in the above-captioned matter and agree to abide and be bound by its terms. I understand that unauthorized disclosure of information or documents labeled "CONFIDENTIAL" or "PROTECTED SECURITY MATERIALS" will be a violation of the Protective Order.

11/18/10
Date

Jeremy Dismukes
Jeremy Dismukes

STATE OF LOUISIANA:

PARISH OF EAST BATON ROUGE:

Personally appeared before me, Andrea McInnis, a Notary Public,
Jeremy Dismukes, with whom I am personally acquainted, who acknowledged that he/she
executed the within instrument for the purposes therein contained.

WITNESS my hand, at office, this 18 day of November, 2010.

Andrea McInnis
Notary Public

My Commission Expires:

death