

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

IN 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. 10-00189

**CONSUMER ADVOCATE AND PROTECTION DIVISION'S SUPPLEMENTAL
RESPONSES TO TENNESSEE AMERICAN WATER COMPANY'S FIRST
DISCOVERY REQUESTS**

The Consumer Advocate and Protection Division of the Office of the Attorney General ("Consumer Advocate"), pursuant to the Scheduling Order entered in this Docket, hereby submits its supplemental responses to the first discovery request of Tennessee American Water Company ("TAWC" or "Company").

DISCOVERY RESPONSES

DISCOVERY REQUEST NO. 8:

Please identify and produce any and all documentation, items, reports, data, communications, and evidence of any kind that the CAPD intends to offer as evidence at the hearing or to refer to in any way at the hearing.

RESPONSE: The Consumer Advocate has agreed to supplement this request as more as more information becomes available. In regard to the Consumer Advocate's position with regard to the TRA Staff's introduction of decoupling mechanism, please see *Consumer Advocate and Protection Division's Responses to Tennessee Regulatory Authority's Data Request*, which will be filed on December 1, 2010, per the amended scheduling deadline.


DISCOVERY REQUEST NO. 10:

Please state the CAPD's position as to the amount of the revenue requirement to which TAWC was entitled in Docket Nos. 08-00039 and 06-00290 and the amount actually awarded by the Tennessee Regulatory Authority in each of those respective cases.

RESPONSE: In TRA Docket No. 08-00039, Consumer Advocate witness Terry Buckner stated that, as a result of the Consumer Advocate's forecast, TAWC's revenue requirement should be reduced by \$1.641 million, rather than increased by \$7.645 million as requested by TAWC. *Amended Pre-Filed Direct Testimony of Terry Buckner*, p.3:14-19 (August 8, 2008).

In TRA Docket No. 06-00290, Consumer Advocate witness Terry Buckner stated that as a result of the Consumer Advocate's forecast, TAWC's revenue requirement should be reduced at least \$2,062,924, rather than increased \$6,379,886 as required by TAWC. *Supplemental Direct Testimony of Terry Buckner*, p.2:8-9 (April 3, 2007) and *Supplemental Direct Testimony of Terry Buckner*, Revised Exhibit CAPD-RTB, Schedule 1, Line 8 (April 3, 2007).

RESPECTFULLY SUBMITTED,


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CERTIFICATE OF SERVICE

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

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This the 29 day of Nov., 2010.


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