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November 30, 2010

Via Hand-Delivery

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

filed electronically in docket office on 11/30/10

**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

Dear Chairman Freeman:

Enclosed please find the original and five (5) copies of Tennessee American Water Company's Motion to Designate Certain Documents as Confidential. This document also is being filed today by way of email to the Tennessee Regulatory Authority Docket Manager, Sharla Dillon. As explained in the motion, this motion is being filed with eleven disks.

Please file the original and four copies of this motion and stamp the additional copy as "filed". Then please return the stamped copy to me by way of our courier.

Should you have any questions concerning this matter, please do not hesitate to contact me at the email address or telephone number listed above.

With kindest regards, I remain

Very truly yours,



R. Dale Grimes

RDG:cdk

Enclosures

Chairman Mary Freeman

November 30, 2010

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cc: Vance Bromel, Esq. (*with enclosed disks*)
David C. Higney, Esq. (*with enclosed disks*)
Frederick L. Hitchcock, Esq. (*with enclosed disks*)

Hon. Sara Kyle (*w/o enclosure*)
Hon. Eddie Roberson (*w/o enclosure*)
Mr. David Foster, Chief of Utilities Division (*w/o enclosure*)
Richard Collier, Esq. (*w/o enclosure*)
Mr. Jerry Kettles, Chief of Economic Analysis & Policy Division (*w/o enclosure*)
Monica Smith-Ashford, Esq. (*w/o enclosure*)
Kelly Cashman-Grams, Esq. (*w/o enclosure*)
Shilina Chatterjee-Brown, Esq. (*w/o enclosure*)
Ryan McGehee, Esq. (*w/o enclosure*)
Mary L. White, Esq. (*w/o enclosure*)
Henry M. Walker, Esq. (*w/o enclosure*)
Michael A. McMahan, Esq. (*w/o enclosure*)
Valerie L. Malueg, Esq. (*w/o enclosure*)
Harold L. North, Jr., Esq. (*w/o enclosure*)
Mark Brooks, Esq. (*w/o enclosure*)
Scott H. Strauss, Esq. (*w/o enclosure*)
Katharine M. Mapes, Esq. (*w/o enclosure*)
Donald L. Scholes, Esq. (*w/o enclosure*)

**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

**TENNESSEE AMERICAN WATER COMPANY'S MOTION
TO DESIGNATE CERTAIN DOCUMENTS AS CONFIDENTIAL**

Tennessee American Water Company ("TAWC") hereby requests, pursuant to § 7 the Protective Order entered on November 15, 2010 and the Amendment to Protective Order entered on November 19, 2010, that certain documents included in TAWC's "Responses to the TRA's Data Requests dated September 20, 2010," filed in the public docket on September 24, 2010 be designated as confidential and removed from the public docket. These documents were inadvertently not labeled as confidential and TAWC requests permission to designate the documents accordingly.

TAWC is requesting that certain payroll information previously filed as part of TAWC's "Responses to the TRA's Data Requests dated September 20, 2010" be designated as confidential. Specifically, the documents containing such information include: (1) attachment provided in response to TRA Data Request No. 13, labeled "TRA-01-Q013-LABOR" (61 pages) and the electronic workpaper provided in native format in the "Sheila Miller" folder, named "Labor 12 mos Ended March 2010.xls"; and (2) attachment provided in response to TRA Data Request No. 30, labeled "TRA-01-Q030-ATTACHMENT" (75 pages).

These documents were provided to the TRA 20 days before the UWUA Intervenor filed their motion to intervene in this case. TAWC's response contains information that is inappropriate for dissemination among TAWC employees and could provide UWUA Intervenor with a tactical advantage in its prospective negotiations with TAWC. Therefore, TAWC requests that its response to the TRA's first data requests be immediately removed from the electronic docket and replaced with the PDF file on the enclosed disk that omits the documents that are now being designated as confidential.

TAWC at this time is filing eleven disks with the TRA: (i) one disk that contains a PDF of the September 24, 2010 production for the public docket that omits the documents now designated as confidential (the "Docket Manager Disk"); (ii) one original and four copies of a replacement disk that should be substituted in place of the disks currently included in the binders produced on September 24, 2010 (the "Production Disk"); and (iii) one original and four copies of a confidential disk that contains only the above-referenced confidential documents (the "Confidential Disk").

TAWC also requests that the parties, including the TRA, appropriately designate and/or segregate the hard copies of these documents as confidential materials, in accordance with the terms of the Protective Order. The Consumer Advocate, City of Chattanooga, and the Chattanooga Regional Manufacturers Association have received copies of the September 24, 2010 production disk. Accordingly, TAWC at this time is sending copies of the replacement September 24, 2010 Production Disk and the Confidential Disk to those parties.

Respectfully submitted,



R. Dale Grimes (#006332)

E. Steele Clayton (#017298)

C. David Killion (#026412)

BASS, BERRY & SIMS PLC

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Counsel for Petitioner

Tennessee American Water Company

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served via the method(s) indicated, on this the 30th day of November, 2010, upon the following:

<input type="checkbox"/> Hand-Delivery	Ryan McGehee, Esq.
<input checked="" type="checkbox"/> U.S. Mail	Mary L. White, Esq.
<input type="checkbox"/> Facsimile	Counsel for the Consumer Advocate and Protection Division
<input type="checkbox"/> Overnight	Office of the Attorney General
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