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January 14, 2011

*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 01/14/11

**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:

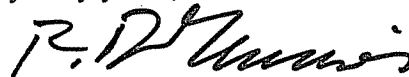
Enclosed you will find an original and five (5) copies of Tennessee American Water Company's Second Set of Discovery Requests to the Utility Workers Union of America, AFL-CIO and UWUA Local 121. This document is being filed today by way of email to the Tennessee Regulatory Authority Docket Manager, Sharla Dillon also.

Please file the original and four copies of this material and stamp the additional copy as "filed". Then please return the stamped copies 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:smb  
Enclosures

Chairman Mary Freeman

January 14, 2011

Page 2

cc: 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*)  
Ryan McGehee, Esq. (*w/enclosure*)  
Mary L. White, Esq. (*w/enclosure*)  
David C. Higney, Esq. (*w/enclosure*)  
Henry M. Walker, Esq. (*w/enclosure*)  
Michael A. McMahan, Esq. (*w/enclosure*)  
Valerie L. Malueg, Esq. (*w/enclosure*)  
Frederick L. Hitchcock, Esq. (*w/enclosure*)  
Harold L. North, Jr., Esq. (*w/enclosure*)  
Mark Brooks, Esq. (*w/enclosure*)  
Scott H. Strauss, Esq. (*w/enclosure*)  
Katharine M. Mapes, Esq. (*w/enclosure*)  
Donald L. Scholes, Esq. (*w/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**

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**TENNESSEE AMERICAN WATER COMPANY'S SECOND SET  
OF DISCOVERY REQUESTS TO UTILITY WORKERS UNION OF AMERICA,  
AFL-CIO AND UWUA LOCAL 121**

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Petitioner Tennessee American Water Company ("Petitioner" or "TAWC") serves this second set of discovery requests on the Utility Workers Union of America, AFL-CIO and the UWUA Local 121 (the "UWUA"), and asks that the UWUA provide responses to each request separately, fully, and in writing. The UWUA is also called upon to produce all documents and evidence requested herein. Furthermore, the UWUA is called upon to fulfill its duty to supplement its answers as far in advance of the beginning of any hearing as is reasonably possible if it is learned that any response is in any material respect incomplete, incorrect or has changed.

In these discovery requests, the terms "document" or "documents" or "documentation" refers to all written, reported, recorded or graphic matter (including all drafts, originals and nonconforming copies that contain deletions, insertions, handwritten notes or comments, and the like) however produced or reproduced to any tangible or intangible, permanent or temporary record and, without limitation, shall include the following: all letters, correspondence, records of conferences or meetings, memoranda, notes, printed electronic mail ("e-mail"), telegrams,

telephone logs, teletypes, telexes, banking records, notices of wire transfer of funds, canceled checks, books of account, budgets, financial records, contracts, agreements, invoices, speeches, transcripts, depositions, press releases, affidavits, communications with government bodies, interoffice communications, working papers, newspaper or magazine articles, computer data, tax returns, vouchers, papers similar to any of the foregoing, and any other writings of every kind and description (whether or not actually used) and any other records from which information can be obtained and translated into reasonably usable form, including without limitation, e-mail, voice recordings, video and audio recordings, photographs, films, tapes, data compilations and any other electronically stored information.

As used herein, the term "identify" in reference to any individual requires you to provide that individual's name, occupation, current and last known residential and business addresses, and current or last known residential and business telephone numbers. In reference to any other place, thing, concept, fact, or occurrence, the term "identify" requires you to provide all significant information concerning the subject matter of the interrogatory or request, in clear and unambiguous terms, to the fullest extent reasonably calculated to convey the requested information.

Pursuant to the Procedural Schedule in this matter, please respond to all discovery requests by January 24, 2011.

**DISCOVERY REQUEST NO. 1:**

Provide any documents reflecting Mr. Lewis' actual water works operating work experience and identify every publicly owned/investor owned water utility that has engaged Mr. Lewis as a consultant or employee. For each such utility provide: (a) the approximate number of the utility's customers; (b) the number of valves in the utility's system; (c) a detailed explanation of the system's valve exercising, maintenance and replacement programs and for any such program produce a written copy of such program.

**RESPONSE:**

**DISCOVERY REQUEST NO. 2:**

Provide copies of all documents relied upon by either James Lewis in forming any opinions or conclusions in his testimony regarding TAWC's distribution system valves (including valves on fire hydrants, valve records, valve condition reports, written reports regarding valve inspections or operations specific to TAWC or any other American Water subsidiary, American water Service Company, American Water Enterprises or any other water works system operated in Tennessee or elsewhere in the United States) or statements or documents provided by Jerry Haddock.

**RESPONSE:**

**DISCOVERY REQUEST NO. 3:**

Provide copies of all laws, rules or regulations that the UWUA believes governs TAWC's valve inspections, valve replacement, valve exercising or valve operations.

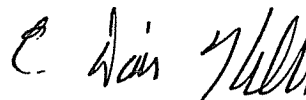
**RESPONSE:**

**DISCOVERY REQUEST NO. 4:**

If the UWUA is aware of any TAWC policy for ascertaining the condition of large distribution or transmission valves (greater than or equal to 6 inches in diameter), please describe such policy and state whether the UWUA believes such a policy is an appropriate policy or practice for water utilities.

**RESPONSE:**

Respectfully submitted,



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E. Steele Clayton (#017298)  
C. David Killion (#026412)  
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(615) 742-6200

*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 by way of the method(s) indicated, on this the 14<sup>th</sup> day of January, 2011, upon the following:

<input checked="" type="checkbox"/> Hand-Delivery	Ryan McGehee, Esq.
<input type="checkbox"/> U.S. Mail	Mary L. White, Esq.
<input type="checkbox"/> Facsimile	Counsel for the Consumer Advocate
<input type="checkbox"/> Overnight	and Protection Division
<input checked="" type="checkbox"/> Email	OFFICE OF THE ATTORNEY GENERAL
	425 5th Avenue North, 2nd Floor
	Nashville, TN 37243-0491
<input type="checkbox"/> Hand-Delivery	David C. Higney, Esq.
<input type="checkbox"/> U.S. Mail	Counsel for Chattanooga Regional
<input type="checkbox"/> Facsimile	Manufacturers Association
<input checked="" type="checkbox"/> Overnight	GRANT, KONVALINKA & HARRISON, P.C.
<input checked="" type="checkbox"/> Email	633 Chestnut Street, 9th Floor
	Chattanooga, TN 37450
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	Two Union Square
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- ☐ Facsimile
- ☐ Overnight
- ☒ Email

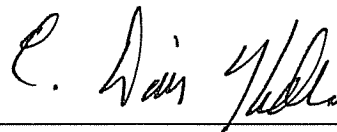
Mark Brooks, Esq.  
Counsel for Utility Workers Union of America,  
AFL-CIO and UWUA Local 121  
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Nashville, TN 37211

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Counsel for Walden's Ridge Utility District and Signal Mountain  
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