

LAW OFFICES
GKH
GRANT KONVALINKA & HARRISON, P.C.

Ninth Floor, Republic Centre
633 Chestnut Street
Chattanooga, Tennessee 37450-0900

Telephone 423/756-8400
Facsimile 423/756-6518
www.gkhpc.com

January 14, 2011

Mary Freeman, Chairman
Tennessee Regulatory Authority
c/o Sharla Dillon, Docket Clerk
460 James Robertson Parkway
Nashville, TN 37243

filed electronically in docket office on 01/14/11

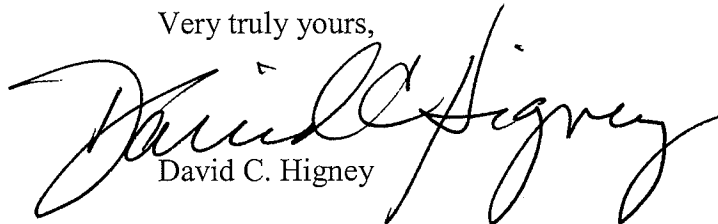
Re: In re Petition of Tennessee American Water Company for a General Rate Increase
TRA Docket No. 10-00189

Dear Chairman Freeman:

Enclosed are the original and five (5) copies of Chattanooga Regional Manufacturers Association's Second Set of Data Requests to Tennessee American Water Company.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



David C. Higney

Enclosure

cc: Counsel for All Parties
Henry M. Walker, Esq. (via email)
Timothy L. Spires (via email)

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

IN RE:	*	
	*	
PETITION OF TENNESSEE-	*	DOCKET NO. 10-00189
AMERICAN WATER COMPANY TO	*	
CHANGE AND INCREASE CERTAIN	*	
RATES AND CHARGES	*	

**CHATTANOOGA REGIONAL MANUFACTURERS ASSOCIATION'S
SECOND SET OF DATA REQUESTS TO
TENNESSEE AMERICAN WATER COMPANY**

Chattanooga Regional Manufacturers Association ("CRMA"), by and through its counsel, hereby serves the following discovery and data requests to Tennessee American Water Company (hereinafter "TAWC", "Tennessee-American" or the "Company"):

DEFINITIONS

1. Unless otherwise noted, "Tennessee-American" "Company" or "TAWC" means Tennessee American Water Company, and its present and former officers, employees, agents, representatives, directors, and all other persons acting or purporting to act on behalf of Tennessee American Water Company.
2. The terms "you" and "your" refer to Tennessee American Water Company.
3. The term "person" means any natural person, corporation, corporate division, partnership, other unincorporated association, trust, government agency, or entity.
4. The term "document" shall have the broadest possible meaning under applicable law. "Document" means every writing or record of every type and description that is in the possession, custody or control of Tennessee American Water Company, including, but not limited to, correspondence, memoranda, drafts, workpapers, summaries, stenographic or

handwritten notes, studies, publications, books, pamphlets, reports, surveys, minutes or statistical compilations, computer and other electronic records, files, tapes or printouts, including, but not limited to, electronic files, electronic mail (e-mail) files, portable files, temporary files, and/or external storage devices; and, copies of such writings or records containing any commentary or notation whatsoever that does not appear in the original. The term "document" further includes, by way of illustration but not limitation, schedules, progress schedules, time logs, drawings, computer disks, charts, projections, time tables, summaries of other documents, minutes, surveys, work sheets, drawings, comparisons, evaluations, laboratory and testing reports, telephone call records, personal diaries, calendars, personal notebooks, personal reading files, transcripts, witness statements and indices.

5. The term "referring or relating to" means consisting of, containing, mentioning, suggesting, reflecting, concerning, regarding, summarizing, analyzing, discussing, involving, dealing with, emanating from, directed at, pertaining to in any way, or in any way logically or factually connected or associated with the matter discussed.

6. "And" and "or" as used herein shall be construed both conjunctively and disjunctively and each shall include the other whenever such construction will serve to bring within the scope of these discovery requests any information that would otherwise not be brought within their scope.

7. "Affiliate" or "affiliated" means an entity that directly, or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, another entity.

8. "Identify" or "identifying" or "identification" when used in reference to a document means to provide with respect to each document requested to be identified by these

discovery requests a description of the document that is sufficient for purposes of a request to produce or a subpoena duces tecum, including the following:

- a) the type of document (e.g., letter, memorandum, etc.);
- b) the date of the document;
- c) the title or label of the document;
- d) the Bates number or other identifier used to number the document for use in litigation;
- e) the identity of the originator;
- f) the identity of each person to whom it was sent;
- g) the identity of each person to whom a copy or copies were sent;
- h) a summary of the contents of the document;
- i) the name and last known address of each person who presently has possession, custody or control of the document; and
- j) if any such document was, but is no longer, in your possession, custody or control or is no longer in existence, state whether it: (1) is missing or lost; (2) has been destroyed; or (3) has been transferred voluntarily or involuntarily, and, if so, state the circumstances surrounding the authorization for each such disposition and the date of such disposition.

GENERAL INSTRUCTIONS

1. If you contend that any response to any data request may be withheld pursuant to the attorney-client privilege, the attorney work product doctrine or any other privilege or basis, please provide a privilege log stating the following with respect to each such response in order to

explain the basis for the claim of privilege and to permit adjudication of the propriety of that claim:

- a) the privilege asserted and its basis;
- b) the nature of the information withheld, including a description that makes the document reasonably ascertainable, including its date, author and a description;
- c) the subject matter of the document, except to the extent that you claim it is privileged.

2. These requests are to be answered with reference to all information in your possession, custody or control or reasonably available to you. These requests are intended to include requests for information that is physically within your possession, custody or control as well as in the possession, custody or control of your agents, attorneys, or other third parties from which such documents may be obtained.

3. If any data request cannot be answered in full, answer to the extent possible and specify the reasons for your inability to answer fully.

4. For each data request, provide the name of the company witness(es) or employee(s) responsible for compiling and providing the information contained in each answer.

5. For each data request, please provide the data requested in no less than the same format as such data would be provided to TRA Staff pursuant to the instructions in the TRA Staff's data requests (i.e., electronic spreadsheet formats, native files, workpapers).

DATA AND DISCOVERY REQUESTS

1. Referring to the first data request of TRA Staff, Item No. 19, and TAWC's response thereto, please provide for the same time period as used in the Company's response for each of the listed 25 largest customers: the aggregate volume (in gallons); aggregate revenue;

and revenue per classification rate block. Please include any worksheets or excel spreadsheets maintained relative to the above and the listed largest 25 customers' revenue or volumetric usage.

2. Please provide copies of all documents, communications, memoranda, materials, notes or directives relative to the Company Management's role in cost allocation or rate design as (a) described by Mr. Herbert's testimony, (b) provided to Mr. Herbert, or (c) relative to the class cost of service study (CCOSS) undertaken by Mr. Herbert and supplied by the Company in this matter .

3. Please provide copies of all documents, communications, memoranda, materials, notes or workpapers the Company or any Company witness contends support the rate design it has requested the Authority adopt in this matter.

4. Please provide copies of all documents, communications, memoranda, materials, notes or workpapers the Company or any Company witness contends or relies upon as support for the development of the rate design it has requested the Authority adopt in this matter.

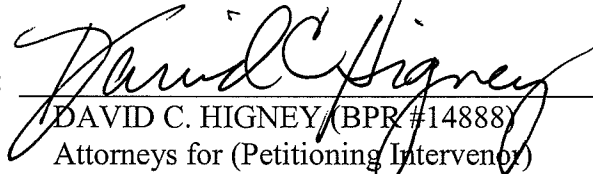
5. Please provide copies of all documents, communications, memoranda, materials, notes or workpapers the Company or any Company witness contends contradicts Mr. Gorman's analysis of the rate design alternative he has requested the Authority consider and adopt in this matter.

6. Please provide copies of all documents, communications, memoranda, materials, notes or workpapers the Company or any Company witness contends contradicts Mr. Gorman's analysis of the CCOSS in this matter.

Respectfully submitted,

GRANT, KONVALINKA & HARRISON, P.C.

By:

A handwritten signature in cursive script, reading "David C. Higney", written over a horizontal line.

DAVID C. HIGNEY (BPR #14888)

Attorneys for (Petitioning Intervenor)

Chattanooga Manufacturers Association

Ninth Floor, Republic Centre, 633 Chestnut Street

Chattanooga, Tennessee 37450-0900

- and -

BRADLEY ARANT BOULT CUMMINGS, PLC

HENRY M. WALKER (BPR #272)

1600 Division Street, Suite 700

P.O. Box 340025

Nashville, Tennessee 37203

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of January, 2011, a true and correct copy of the foregoing document was served either by fax, overnight delivery service or first class mail-postage prepaid, to all parties of record at their addresses shown below:

Michael A. McMahan, Esq.
Office of the City Attorney
100 E. 11th Street, Suite 200
Chattanooga, TN 37402

R. Dale Grimes, Esq.
Bass, Berry & Sims, PLC
150 Third Avenue South, Suite 2800
Nashville, TN 37201
Attorney for Tennessee American Water Company

Frederick L. Hitchcock, Esq.
Harold L. North, Jr., Esq.
Chambliss, Bahner & Stophel, P.C.
1000 Tallan Building
Two Union Square
Chattanooga, TN 37402-2500
Attorneys for City of Chattanooga

Vance L. Broemel, Esq.
Ryan L. McGehee, Esq.
Mary White, Esq.
Office of the Attorney General
Consumer Advocate and Protection Division
425 Fifth Avenue, North
P.O. Box 20207
Nashville, TN 37202-0207

Donald L. Scholes, Esq.
Branstetter, Stranch, & Jennings, PLLC
227 Second Avenue North
Fourth Floor
Nashville, TN 37201
Attorney for Walden's Ridge Utility District of Hamilton County, Tennessee, Signal Mountain, Tennessee

Mark Brooks, Esq.
521 Central Avenue
Nashville, TN 37211
Attorney for Utility Workers Union of America, AFL-CIO and UWUA Local 21

Scott H. Strauss, Esq.
Katharine M. Mapes, Esq.
Spiegel & McDiarmid, LLP
1333 New Hampshire Avenue, NW
Washington, DC 20036
Attorneys for Utility Workers Union of America, AFL-CIO and UWUA Local 21


GRANT, KONVALINKA & HARRISON, P.C.