

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

MOTION TO SUBSTITUTE AFFIANT

The Utility Workers Union of America, AFL-CIO and UWUA Local 121 (“Local 121”) (collectively “UWUA”), hereby move to substitute Mr. Martin R. Blevins for Affiant Jerry Haddock, whose Statement is Exhibit UWUA-11 to the testimony of witness James Lewis. By way of explanation for this request, we state:

- Mr. Haddock’s current employment situation makes it difficult for him to be available to testify at trial. The attached, sworn statement from Mr. Blevins, until recently a supervisor at Tennessee American Water Company (“Company”), states that Mr. Blevins is familiar with the specifics of the Company’s valve maintenance program, and has reviewed and can attest (with limited exceptions, as indicated therein) to the accuracy of the circumstances and events described in Mr. Haddock’s Statement. The UWUA intends to make Mr. Blevins available at the hearing in this proceeding for examination purposes and thereby to ensure inclusion of his testimony in the record.
- No party is prejudiced through the substitution. Mr. Blevins is simply adopting Mr. Haddock’s affidavit (which was timely filed) and upon which Lewis relies. Thus, in

substance, the statement is unchanged.

- Mr. Blevins will be available for purposes of examination; Mr. Haddock likely would not because of his employment status.
- Mr. Blevins only recently came forward; the UWUA has acted in as timely a manner as possible in obtaining his sworn statement.¹

Finally, as Mr. Blevins may himself have employment-related time constraints, UWUA requests the opportunity to schedule a specific date and time for Mr. Blevins to appear at hearing.

Respectfully submitted,

/s/ Mark Brooks

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February 7, 2011

¹ In the interest of expediency, we provide with this Motion a facsimile version of Mr. Blevins's statement, which was received today; the UWUA will provide the original of the statement to the Authority upon receipt.

CERTIFICATE OF SERVICE

I, Scott H. Strauss, counsel for UWUA Intervenors, hereby certify that on the 7th day of February, 2011, caused a true and correct copy of the foregoing Notice to be served upon all parties of record via U.S. mail or facsimile.

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/s/ Scott H. Strauss

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STATEMENT OF MARVIN R. BLEVINS

1. My name is Marvin R. Blevins. My address is 2884 County Line Road, Signal Mountain, Tennessee 37377.
2. I was employed at Tennessee American Water Company ("Company") from October 1992 until November 8, 2010.
3. During my employment, I worked in a number of positions, including off-shift on-and-off person, customer service clerk, meter reader, and truck driver/utility man. In May 2007, I was promoted to Network Supervisor in the Distribution Department. That title was later changed to Field Operations Supervisor. Throughout my tenure as Field Operations Supervisor, I was aware of ongoing valve maintenance activities, including those engaged in by Jerry Haddock. During the period from July/August 2010 until the completion of my employment, the employees under my direct supervision included Mr. Haddock.
4. I am familiar with and, except as explained below, can attest to the accuracy of the circumstances and events described in Mr. Haddock's Statement, filed with the Commission as an attachment to the Testimony of James Lewis on January 5, 2011.
5. I note that while Mr. Haddock states that the Company has something on the order of 10,000 smaller valves, my understanding is that the number is closer to 20,000. In addition, Mr. Haddock refers to a leak repair job conducted on Lakeview Drive during January 2009. To the best of my recollection, while there were leak repair operations undertaken on Lakeview Drive during January 2009, the job to which Mr. Haddock refers was likely conducted during on Lakeview Drive during January 2010. I remember the

job because I was asked to assume supervisory responsibilities for the street restoration activities associated with that work.

6. I swear and affirm that this statement is true to the best of my knowledge.


Marvin R. Blevins

Subscribed and sworn to before me, the undersigned notary public, this 7 day of February, 2011.


Notary Public

My Commission expires: August 8, 2012

