

**IN THE TENNESSEE REGULATORY AUTHORITY
AT NASHVILLE, TENNESSEE**

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

PETITION TO INTERVENE

Robert E. Cooper, Jr., Attorney General and Reporter for the State of Tennessee, by and through the Consumer Advocate and Protection Division of the Office of the Attorney General ("Consumer Advocate"), pursuant to Tenn. Code Ann. § 65-4-118, respectfully petitions the Tennessee Regulatory Authority ("TRA" or "Authority") to grant the Consumer Advocate's intervention into this proceeding on behalf of the public interest, because consumers may be adversely affected by Tennessee American Water Company's ("TAWC") *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*, TRA Docket 10-00189. For cause, Petitioner would show as follows:

1. The Consumer Advocate is authorized by Tenn. Code Ann. § 65-4-118 to represent the interests of Tennessee consumers of public utilities services by initiating and intervening as a party in proceedings before the Authority in accordance with the Uniform Administrative Procedures Act and Authority rules.

2. TAWC is a public utility regulated by the Authority and provides water services to consumers located in the State of Tennessee.


3. On September 17, 2010, TAWC filed in the Authority a *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*, requesting an upward adjustment of \$9,984,463, or 27.66%, in the rates it charges to customers with a proposed effective date of October 17, 2010. Approval of such an increase may result in harm to consumers.

4. Additional investigation and discovery may be needed to determine whether the proposed rate increase and charges sought by TAWC are appropriate and effective.

5. Only by participating in this proceeding can the Consumer Advocate work adequately to protect the interests of consumers.

WHEREFORE, Petitioner respectfully asks the Authority to grant the Petition to Intervene.

RESPECTFULLY SUBMITTED,


ROBERT E. COOPER, JR. (BPR #010934)
Attorney General and Reporter
State of Tennessee



T. JAY WARNER (BPR #026649)
Assistant Attorney General
RYAN MCGEHEE (BPR #025559)
Assistant Attorney General
MARY L. WHITE (BPR #026659)
Assistant Attorney General
Office of the Attorney General
Consumer Advocate and Protection Division
P.O. Box 20207
Nashville, Tennessee 37202-0207
(615) 741-8726

Dated: September 21st, 2010.

CERTIFICATE OF SERVICE


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

R. Dale Grimes
Bass, Berry & Sims PLC
150 Third Avenue South, Suite 2800
Nashville, TN 37201

Henry Walker
Bradley Arant Boult Cummings, LLP
1600 Division St., Suite 700
Nashville, TN 37203

David C. Higney
Grant, Konvalinka & Harrison, P.C.
Ninth Floor, Republic Centre
633 Chestnut St.
Chattanooga, TN 37450-0900

This the 21st day of September, 2010.



T. JAY WARNER