

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 FOR ADMISSION *PRO HAC VICE* OF  
SCOTT H. STRAUSS AND KATHARINE M. MAPES**

Pursuant to (a) T.C.A. § 23-3-103(a), (b) Tenn. Comp. R. & Regs. R. 1220-1-2-.04, and (c) Rule 19 of the Tennessee Supreme Court, Scott H. Strauss, Esq. and Katharine M. Mapes, Esq., in association with Mark Brooks, Esq., respectfully move the Tennessee Regulatory Authority ("Authority") for leave to be admitted *pro hac vice* in the above-captioned proceeding. The purpose of this request is to enable these counsel to represent the Utility Workers Union of America, AFL-CIO, ("UWUA") and UWUA Local 121, which are through a separate (and contemporaneously) filing seeking leave to intervene in this proceeding.

In support of this motion, the Applicants state that they will participate in the representation of UWUA and UWUA Local 121 in association with Mark Brooks, Esq., undersigned counsel who is a member in good standing of the Tennessee Bar and who currently resides in the State of Tennessee. Relevant contact information for Mr. Brooks (including name, address, telephone number, and Board of Professional Responsibility registration number) is set forth immediately below:

Mark Brooks  
521 Central Avenue  
Nashville, Tennessee 37211  
(615) 259-1186  
TN BPR # 010386

In addition, and in accordance with the requirements of Tennessee Supreme Court Rule 19, attached to this Motion are affidavits from each of the out-of-state counsel and the required and Certificates of Good Standing from the District of Columbia Court of Appeals, the highest court of the jurisdiction in which Mr. Strauss and Ms. Mapes reside and principally practice. The required fees have been remitted to the Board of Professional Responsibility of the Supreme Court of Tennessee.


WHEREFORE, Mr. Strauss and Ms. Mapes respectfully request that the Court grant this motion to participate as an attorney in this case *pro hac vice*.

Respectfully submitted,



---

Mark Brooks  
521 Central Avenue  
Nashville, Tennessee 37211  
(615) 259-1186  
TN BPR # 010386



---

Scott H. Strauss  
Katharine M. Mapes  
Spiegel & McDiarmid LLP  
1333 New Hampshire Avenue, NW  
Washington, DC 20036

Attorneys for Utility Workers Union of  
America, AFL-CIO and UWUA Local 121

Oct. 14, 2010

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

**AFFIDAVIT OF SCOTT H. STRAUSS**

Scott H. Strauss hereby states, in connection with his Motion for Admission *Pro Hac Vice* in the above-captioned proceeding, that:

1. I, Scott H. Strauss, am a member in good standing. of the bar of the District of Columbia, where I reside and where I principally practice law. I have been admitted to practice in the following courts on the following dates: the courts of the District of Columbia (December 18, 1981), the United States Supreme Court (December 1, 1986), the United States Court of Appeals for the District of Columbia Circuit (January 28, 1982), the First Circuit (April 9, 2001), and the Fifth Circuit (October 19, 1981), and the United States District Court for the District of Columbia (November 5, 1984).

2. My full name, bar number, and addresses are as follows:

Scott Harris Strauss  
D.C. Bar No. 358901

Office:

Spiegel & McDiarmid LLP  
1333 New Hampshire Ave, NW  
Washington, DC 20036  
(202) 879-4000

Residence:

3508 Albermarle Street, NW  
Washington, DC 20008

3. The courts of the District of Columbia grant similar privileges to appear on a limited basis in judicial and regulatory proceedings being conducted in that jurisdiction to members of the Tennessee Bar.

4. I have been retained by the Utility Workers Union of America, AFL-CIO, ("UWUA") and UWUA Local 121 to represent them in the above-captioned proceeding.

5. In conducting the representation of the UWUA and UWUA Local 121 in this matter, I will be associated with Mark Brooks, who is a member in good standing of the Tennessee Bar, and who currently resides in the State of Tennessee. Relevant contact information for Mr. Brooks is:

Mark Brooks  
Attorney at Law  
521 Central Avenue  
Nashville, TN 37211  
(615) 259-1186  
TN BPR # 10386

6. I have not been denied admission *pro hac vice* nor had admission *pro hac vice* revoked by any court in any jurisdiction.

7. I have not been admitted *pro hac vice* or sought admission *pro hac vice* in any proceeding in Tennessee within the preceding three years.

8. No disciplinary action or investigation concerning my conduct is pending before the Board of Professional Responsibility of the Supreme Court of Tennessee or before any similar lawyer disciplinary agency in any jurisdiction, nor have I ever been disciplined or sanctioned by such an agency.


9. I acknowledge that, in practicing before this Court, I will be subject to all disciplinary rules and procedures applicable to members of the Tennessee Bar.

10. I certify that I am familiar with the Tennessee Rules of Professional Conduct and the rules governing the proceedings of the Tennessee Regulatory Authority.

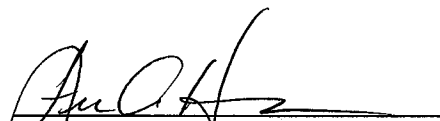
11. I certify that I have paid all fees required by this Rule in connection with my Motion for Admission *pro hac vice*.

12. I certify that this motion and all associated papers have been served upon counsel of record in the above-captioned proceeding and upon the Board of Professional Responsibility of the Supreme Court of Tennessee.

13. I affirm that the facts stated herein are true to the best of my knowledge,  
information and belief.

  
\_\_\_\_\_  
Scott H. Strauss

Subscribed and sworn to before me, the undersigned notary public, this 14th day of  
October, 2010.

  
\_\_\_\_\_  
Notary Public

**My Commission expires:** FRANCES A. HOBSON  
Notary Public of District of Columbia  
~~My Commission Expires~~ June 30, 2013



District of Columbia Court of Appeals  
Committee on Admissions  
430 F Street, N.W. — Room 123  
Washington, D. C. 20001  
202 / 879-2710

I, JULIO A. CASTILLO, Clerk of the District of Columbia Court  
of Appeals, do hereby certify that

SCOTT H. STRAUSS

---

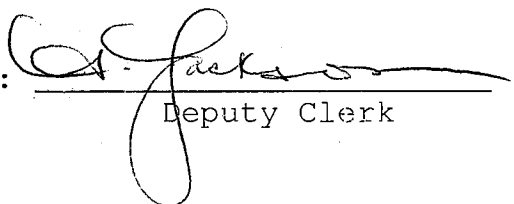
was on the 18<sup>TH</sup> day of DECEMBER, 1981

duly qualified and admitted as an attorney and counselor and  
entitled to practice before this Court and is, on the date  
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have  
hereunto subscribed my name  
and affixed the seal of this  
Court at the City of  
Washington, D.C., on October  
12, 2010.

JULIO A. CASTILLO  
Clerk of the Court

By: \_\_\_\_\_

  
Deputy Clerk

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

**AFFIDAVIT OF KATHARINE M. MAPES**

Katharine M. Mapes hereby states, in connection with her Motion for Admission  
*Pro Hac Vice* in the above-captioned proceeding, that:

1. I, Katharine M. Mapes, am a member in good standing of the bar of the District of Columbia, where I reside and where I principally practice law, and of the bar of the State of Oregon. I have been admitted to practice in the following courts on the following dates: the courts of the District of Columbia (April 12, 2010) and the courts of the State of Oregon (April 27, 2009).

2. My full name, bar numbers, and addresses are as follows:

Katharine Minkel Mapes  
D.C. Bar No. 993784  
Oregon Bar No. 090669

Office:

Spiegel & McDiarmid LLP  
1333 New Hampshire Ave, NW  
Washington, DC 20036  
(202) 879-4000

Residence:

3150 16th St. NW, Apt. 38  
Washington, DC 20010



3. The courts of the District of Columbia grant similar privileges to appear on a limited basis in judicial and regulatory proceedings being conducted in that jurisdiction to members of the Tennessee Bar.

4. The courts of the State of Oregon grant similar privileges to appear on a limited basis in judicial and regulatory proceedings being conducted in that jurisdiction to members of the Tennessee Bar.

5. I have been retained by the Utility Workers Union of America, AFL-CIO, ("UWUA") and UWUA System Local 121 to represent them in the above-captioned proceeding.

6. I have been associated by Mark Brooks, who currently represents UWUA in this case and who currently resides in the State of Tennessee. Mr. Brooks is a member in good standing of the Tennessee Bar. His name, address, telephone number, and Board of Professional Responsibility registration number are:

Mark Brooks  
Attorney at Law  
521 Central Avenue  
Nashville, TN 37211  
(615) 259-1186  
TN BPR # 10386

7. I have not been denied admission *pro hac vice* nor had admission *pro hac vice* revoked by any court in any jurisdiction.

8. I have not been admitted *pro hac vice* or sought admission *pro hac vice* in any proceeding in Tennessee within the preceding three years.

9. No disciplinary action or investigation concerning my conduct is pending before the Board of Professional Responsibility of the Supreme Court of Tennessee or

before any similar lawyer disciplinary agency in any jurisdiction, nor have I ever been sanctioned or disciplined by such an agency.


10. I acknowledge that, in practicing before this Court, I will be subject to all disciplinary rules and procedures applicable to members of the Tennessee Bar.

11. I certify that I am familiar with the Tennessee Rules of Professional Conduct and the rules governing the proceedings of the Tennessee Regulatory Authority.


12. I certify that I have paid all fees required by this Rule in connection with my Motion for Admission *pro hac vice*.

13. I certify that this motion and all associated papers have been served upon counsel of record in the above-captioned proceeding and upon the Board of Professional Responsibility of the Supreme Court of Tennessee.

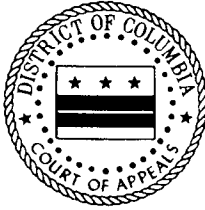
14. I affirm that the facts stated herein are true to the best of my knowledge and belief.

  
Katharine M. Mapes

Subscribed and sworn to before me, the undersigned notary public, this 14th day of October, 2010.

  
Notary Public

My Commission expires:                       
FRANCES A. HOBSON  
Notary Public of District of Columbia  
My Commission Expires June 30, 2013



District of Columbia Court of Appeals  
Committee on Admissions  
430 F Street, N.W. — Room 123  
Washington, D. C. 20001  
202 / 879-2710

I, JULIO A. CASTILLO, Clerk of the District of Columbia Court  
of Appeals, do hereby certify that

KATHARINE M. MAPES

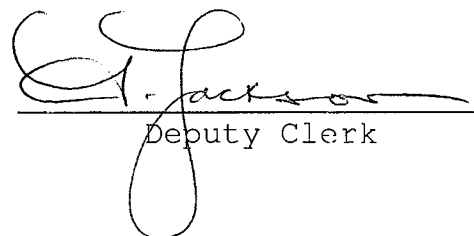
---

was on the 12<sup>TH</sup> day of APRIL, 2010

duly qualified and admitted as an attorney and counselor and  
entitled to practice before this Court and is, on the date  
indicated below, an active member in good standing of this Bar.

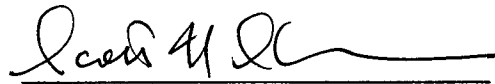
In Testimony Whereof, I have  
hereunto subscribed my name  
and affixed the seal of this  
Court at the City of  
Washington, D.C., on October  
12, 2010.

JULIO A. CASTILLO  
Clerk of the Court

By:   
Deputy Clerk

CERTIFICATE OF SERVICE

I, Scott H. Strauss, hereby certify that on the 14th day of October, 2010, I caused a copy of the foregoing Motion to Intervene to be served upon all parties of record by postage prepaid, first-class, U.S. mail.

A handwritten signature in black ink, appearing to read "Scott H. Strauss", written over a horizontal line.

Scott H. Strauss