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December 27, 2012

Kelly Grams, Esq.
Tennessee Regulatory Authority
460 James Robertson Pkwy.
Nashville, TN 37243-0505

Re: Docket 12-68: January 7, 2013 Hearing to Consider Stipulation and
Settlement Agreement: Testimony of Consumer Advocate Witness Christopher C.
Klein, PhD

Dear Ms. Grams,

Dr. Klein has informed me that he is scheduled for jury duty the week of January 7, 2013. Both Mr. Alexander and Mr. Hartline advised me that Navitas does not intend to either examine Dr. Klein or challenge his testimony and will not object if Dr. Klein is not present at the January 7, 2013 Hearing. Unless you advise otherwise, we do not intend to take any extraordinary measures to request that Dr. Klein be excused from jury duty.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Baroni", with a long horizontal line extending to the right.

John J. Baroni
Assistant Attorney General
(615) 532-5512

cc: All parties of record.