

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

September 7, 2012

IN RE:

PETITION OF NAVITAS TNG, LLC
FOR A GENERAL RATE INCREASE

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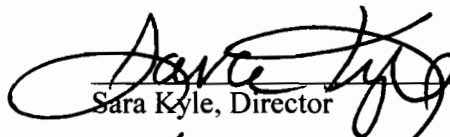
DOCKET NO.
12-00068

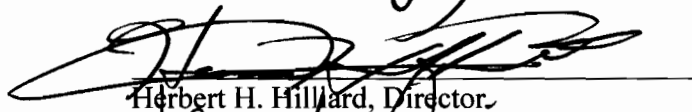
ORDER CONVENING A CONTESTED CASE
AND APPOINTING A HEARING OFFICER

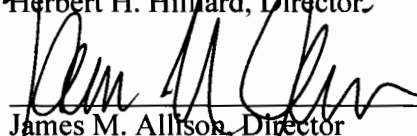
This matter came before Director Sara Kyle, Director Herbert H. Hilliard and Director James M. Allison of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on August 20, 2012 for the purpose of determining whether to convene a contested case hearing and appoint a Hearing Officer. On July 2, 2012, Navitas TNG, LLC filed a Petition for a general rate increase. A *Petition to Intervene* was filed by the Consumer Advocate and Protection Division of the Office of the Attorney General on July 6, 2012.

During the Authority Conference, the Directors voted unanimously to convene a contested case proceeding and to appoint the Authority's General Counsel or her designee to serve as Hearing Officer for the purpose of preparing the case for hearing, including but not limited to, entering a protective order, establishing a procedural schedule, and ruling on intervention requests and discovery issues. Additionally, because it has yet to be determined when the statutory six-month timeframe contained in Tenn. Code Ann. § 65-5-103 begins, the Directors voted unanimously to give the Hearing Officer the authority to make the initial decision on this issue.¹

IT IS SO ORDERED.


Sara Kyle, Director


Herbert H. Hilliard, Director


James M. Allison, Director

¹ Any decision made by the Hearing Officer can be appealed by any party to the complete Panel for a decision.