

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**February 21, 2013**

**IN RE:**

**JOINT PETITION OF TENNESSEE-AMERICAN WATER  
COMPANY, THE CITY OF WHITWELL, TENNESSEE,  
AND THE TOWN OF POWELLS CROSSROADS,  
TENNESSEE, FOR APPROVAL OF A PURCHASE  
AGREEMENT AND A WATER FRANCHISE  
AGREEMENT AND FOR THE ISSUANCE OF A  
CERTIFICATE OF CONVENIENCE AND NECESSITY**

**DOCKET NO.  
12-00157**

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**ORDER CONVENING A CONTESTED CASE  
AND APPOINTING A HEARING OFFICER**

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This matter came before Director Kenneth C. Hill, Director Sara Kyle and Director David F. Jones of the Tennessee Regulatory Authority (the "Authority" or "TRA"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on February 13, 2013 for the purpose of determining whether to convene a contested case hearing and appoint a Hearing Officer. An *Expedited Joint Petition of Tennessee-American Water Company, the City of Whitwell, Tennessee, and the Town of Powells Crossroads, Tennessee for Approval of a Purchase Agreement and a Water Franchise Agreement and for the Issuance of a Certificate of Convenience and Necessity* was filed on December 27, 2012. The Consumer Advocate and Protection Division of the Office of the Attorney General filed a *Complaint and Petition to Intervene* on January 28, 2013.

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.

**IT IS SO ORDERED.**

**Director Kenneth C. Hill, Director Sara Kyle and Director David F. Jones concur.**

**ATTEST:**

  
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Earl R. Taylor, Executive Director