

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

**IN RE:**

**PETITION OF BERRY'S CHAPEL  
UTILITY, INC. FOR APPROVAL OF  
DEFERRED ACCOUNTING**

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**DOCKET NO. 13-00052**

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**PETITION TO INTERVENE FOR PURPOSES OF STATING A POSITION  
FOR THE RECORD**

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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 for purposes of stating a position for the record on behalf of the public interest because consumers may be adversely affected. 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. Berry's Chapel Utility, Inc., f/k/a Lynwood Utility Corporation ("BCU") is a public utility regulated by the Authority and provides wastewater service to consumers located in Williamson County, Tennessee. Approximately 850 households, Walnut Grove Elementary School and Berry's Chapel Church of Christ receive wastewater service from BCUI.

3. On April 1, 2013, BCU filed a petition with the Authority requesting approval for deferred accounting treatment for legal fees of \$18,111.00 the utility directly attributes to the flood in the Middle Tennessee in May of 2010.

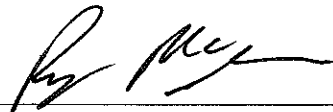
4. In this matter, the Consumer Advocate is not requesting the convening of a contested case. The Consumer Advocate requests the opportunity to submit its position on BCU's request in writing. The position of the Consumer Advocate in this matter is attached.

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



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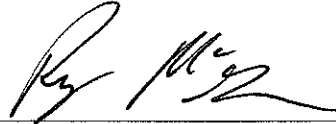
Dated: 5-3-2013

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail or electronic mail on May 3, 2013, upon:

Shiva Bozarth, Esq.  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

Henry Walker, Esq.  
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RYAN L. MCGEHEE