

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 23, 2013

IN RE:

**PETITION OF TENNESSEE-AMERICAN WATER COMPANY
FOR APPROVAL OF A QUALIFIED INFRASTRUCTURE
INVESTMENT PROGRAM, AN ECONOMIC DEVELOPMENT
INVESTMENT RIDER, A SAFETY AND ENVIRONMENTAL
COMPLIANCE RIDER AND PASS-THROUGHS FOR
PURCHASED POWER, CHEMICALS, PURCHASED WATER,
WHEELING WATER COSTS, WASTE DISPOSAL, AND TRA
INSPECTION FEE**

**DOCKET NO.
13-00130**

ORDER SUSPENDING TARIFF THROUGH FEBRUARY 4, 2014

This matter is before the Hearing Officer, duly appointed by the voting panel of Directors of the Tennessee Regulatory Authority (“TRA” or “Authority”) and designated by General Counsel, to administer certain preliminary issues that may arise during the preparation of this matter for hearing before the Authority. On October 4, 2013, pursuant to Tenn. Code Ann. § 65-5-103(d)¹ and TRA Rule 1220-4-1-.04, Tennessee-American Water Company (“Tennessee American” or “Company”) filed a petition, along with accompanying tariffs, requesting approval to recover certain investment and compliance costs that it will incur or has already incurred.² The tariffs filed by Tennessee American with its petition all reflect an issued date of October 4, 2013.³

¹ The Authority may implement alternative regulatory methods to allow public utility rate reviews and cost recovery in lieu of a general rate case proceeding, and is required to make a final determination no later than one hundred twenty (120) days from the initial filing of such requests made by the public utility. Tenn. Code Ann. § 65-5-103(d)(1)(A) (2013).


² *Petition* (October 4, 2013).

³ Although no effective date is specifically noted on the tariffs, TRA Rule 1220-4-1-.04(1) and/or 1220-4-1-.06(4), require that tariff changes be on file with the Authority at least 30 days before the date upon which they are to be effective.

Tenn. Code Ann. § 65-5-103(a) permits the Authority, pending a hearing and determination, to suspend any rate increase, change, or alteration for three months from the proposed effective date of such increase, change, or alteration, and to further extend the period of suspension as will reasonably enable the Authority to complete its investigation.⁴ Because the Authority's investigation, hearing, and final determination on the Company's proposed tariff rider mechanisms will not be completed within 30 days, the Hearing Officer hereby suspends the effectiveness of all tariffs filed by Tennessee American with its October 4, 2013 petition, through and including February 4, 2014.

IT IS THEREFORE ORDERED THAT:

The effective date of the proposed tariffs filed by Tennessee-American Water Company on October 4, 2013, is hereby suspended **through and including February 4, 2014**, or until further order of the Tennessee Regulatory Authority, whichever occurs sooner.


Kelly Cashman Grams, Hearing Officer

⁴ Tenn. Code Ann. § 65-5-103(a) (2013).