

Compliance Program Rider (“Safety Rider”) (collectively “Capital Riders”). Since its initial filing, TAWC has filed revised proposed tariff pages and supplemental testimony and exhibits in support of those revisions, as well as responded to the data requests of the Consumer Advocate and the City and to the Authority’s request for certain information that it determined necessary to the review and consideration of TAWC’s revised tariffs. In addition, the Parties have filed pre-filed testimony and exhibits, and pre-hearing briefs on those issues identified by the Parties in the *Joint Statement of Issues*, filed on March 31, 2015.

A. Notice of Hearing & Public Comment

On April 10, 2015, consistent with the Procedural Schedule entered in the docket, a *Notice of Hearing* was issued notifying the public that the hearing will be held at **9:00 a.m. (Central Time) on Monday, April 20, 2015**. As was included in the notice, members of the public are encouraged to participate by filing written comments in the docket file and/or presenting verbal comments during the hearing.

B. Opening Statements

After preliminary matters are considered, if any, each party is permitted a maximum of ten (10) minutes to present an opening statement. Tennessee-American will present its opening statement first, followed by the Consumer Advocate and the City.

C. Witnesses

During direct examination, each witness will be permitted ten (10) minutes to summarize his/her pre-filed testimony. In addition, each witness should be advised to remain available throughout the length of the proceedings as he/she is subject to recall for rebuttal.

- Tennessee-American has identified three witnesses that it intends to present:

Deron E. Allen, President, Tennessee-American

Brent E. O'Neill, Director of Engineering, American Water Works Service Company

Linda Bridwell, Manager of Rates & Regulation – Tennessee and Kentucky, Kentucky American Water

- The City will present two witnesses:

Nick Wilkinson, Deputy Administrator, Economic Development, City of Chattanooga, Tennessee

Lee Norris, Administrator of Public Works, City of Chattanooga, Tennessee

- The Consumer Advocate has one witness, whose pre-filed testimony will stand without further presentation of direct or cross-examination during the hearing:

William H. Novak, CPA, President, WHN Consulting

D. Exhibits

The parties should exchange any demonstrative exhibits related to a witness's pre-filed testimony before that witness appears on the stand. Each party should have its own copy of all exhibits, including those appended to pre-filed testimony, available for reference during the hearing, and is responsible for supplying a sufficient number of copies of any exhibits that it intends to reference or discuss with a witness. A party should use its own judgment and discretion in determining the total number of copies to have on hand, but at a minimum, copies of an exhibit should be provided to the court reporter, each Director, Legal Staff, and the Utilities Division Chief.

In addition, the parties should inform the Hearing Officer of any requests or requirements as to visual display aids and technology that might be needed during the hearing. So that the appropriate arrangements and accommodations may be made, all such requests and information should be provided via email to the Hearing Officer at kelly.grams@tn.gov.

E. Examination of Witnesses and Questions by the Authority

While redirect examination of a witness is allowed, the parties are reminded to limit redirect to matters elicited during cross-examination that require clarification. It is not appropriate to raise new issues during redirect examination. Re-cross examination is not permitted except in the event that a new issue is raised during the immediately preceding redirect examination. The Authority's Advisory Staff has the opportunity to ask questions following cross-examination, before redirect examination. The parties should be aware that the Directors might ask questions at any time during the proceedings.

F. Closing Arguments

The parties will present closing arguments and forgo filing post-hearing briefs. Closing arguments will be presented first by the Consumer Advocate, then the City, and Tennessee-American. Each party will be given a maximum of ten (10) minutes to present closing arguments.

G. Preliminary Matters/Motions

The parties should make the Hearing Officer aware of any preliminary matters as soon as possible in advance of the hearing. Any motions or requests related to such matters are to be filed with the Authority and served upon the other party by 12:00 noon on Wednesday, April 15, 2015. Such motions shall include a statement concerning efforts made to contact adverse counsel and whether there is opposition to the motion. Any responses in opposition shall be filed and served by 2:00 p.m. on Thursday, April 16, 2015.

H. Summary Outline of Hearing

For the convenience of the presiding panel and the parties, a *Procedural Outline of Hearing* has been provided as Attachment A to this Order.

IT IS THEREFORE ORDERED THAT:

1. Any preliminary motions or requests shall be filed with the Authority and served upon the other party by **12:00 noon on Wednesday, April 15, 2015**. Such motions shall include a statement concerning efforts made to contact adverse counsel and whether there is opposition to the motion. Any responses in opposition to the motion shall be filed and served by **2:00 p.m. on Thursday, April 16, 2015**.

2. Requests for visual aids or technology or information concerning the technical requirements of the parties should be provided via email to the Hearing Officer at kelly.grams@tn.gov by **12:00 noon on Thursday, April 16, 2015**.

3. The Hearing, scheduled to begin at **9:00 a.m. (Central Time) on April 20, 2015**, shall proceed in accordance with this Order and the attached *Procedural Outline of Hearing*, unless otherwise ordered by the Panel or the Presiding Director.



Kelly Cashman-Grams, Hearing Officer

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

IN RE:

**PETITION OF TENNESSEE-AMERICAN WATER
COMPANY REGARDING THE 2015 INVESTMENT
AND RELATED EXPENSES UNDER THE QUALIFIED
INFRASTRUCTURE INVESTMENT PROGRAM
RIDER, THE ECONOMIC DEVELOPMENT
INVESTMENT RIDER, AND THE SAFETY AND
ENVIRONMENTAL COMPLIANCE RIDER**

**DOCKET NO.
14-00121**

PROCEDURAL OUTLINE OF HEARING

HEARING ON THE MERITS

- Scheduled to begin 9:00 a.m. (central time) on April 20, 2015.
- A. Hearing Convened by Director Jones/Presiding Director & Introductions
- B. Miscellaneous or Pre-Hearing matters (if any)
- C. Public Comment
- D. Opening Statements
 1. Tennessee American Water Co. (TAWC)
 2. Consumer Advocate & Protection Div. of the Tennessee Attorney General's Office (Consumer Advocate)
 3. City of Chattanooga, Tennessee (City)
- E. Witness Testimony¹

1) TAWC witness

- Oath Administered/Witness Sworn -

*Witness Summary of Direct

Deron E. Allen

Chairman/Presiding Director

Limited to 10 minutes

¹ Directors may question witnesses at any time throughout the proceedings.

Cross-examination	Consumer Advocate
Cross-examination	City
Questions	TRA Advisory Staff
Re-direct examination	TAWC

2) TAWC witness

Brent E. O'Neill

- Oath Administered/Witness Sworn -	Chairman/Presiding Director
*Witness Summary of Direct	Limited to 10 minutes
Cross-examination	Consumer Advocate
Cross-examination	City
Questions	TRA Advisory Staff
Re-direct examination	TAWC

3) TAWC witness

Linda Bridwell

- Oath Administered/Witness Sworn -	Chairman/Presiding Director
*Witness Summary of Direct	Limited to 10 minutes
Cross-examination	Consumer Advocate
Cross-examination	City
Questions	TRA Advisory Staff
Re-direct examination	TAWC

4) Consumer Advocate witness

William H. Novak

***** Parties have agreed to waive-in Mr. Novak's testimony – Witness will not appear and no live direct or cross-examination will be presented**

5) City witness

Nick Wilkinson

- Oath Administered/Witness Sworn -

Chairman/Presiding Director

*Witness Summary of Direct

Limited to 10 minutes

Cross-examination

TAWC

Cross-examination

Consumer Advocate

Questions

TRA Advisory Staff

Re-direct examination

City

6) City witness

Lee Norris

- Oath Administered/Witness Sworn -

Chairman/Presiding Director

*Witness Summary of Direct

Limited to 10 minutes

Cross-examination

TAWC

Cross-examination

Consumer Advocate

Questions

TRA Advisory Staff

Re-direct examination

City

F. Final Public Comments (if any)

G. Closing Arguments

1. Consumer Advocate & Protection Div. of the Tennessee Attorney General's Office
2. City of Chattanooga, Tennessee
3. Tennessee American Water Co.

H. Hearing Adjourned