

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

<b>IN RE:</b>	)	
	)	
<b>PETITION OF TENNESSEE-AMERICAN</b>	)	
<b>WATER COMPANY REGARDING</b>	)	<b>Docket No. 15-00029</b>
<b>CHANGES TO THE QUALIFIED</b>	)	
<b>INFRASTRUCTURE INVESTMENT</b>	)	
<b>PROGRAM RIDER, THE ECONOMIC</b>	)	
<b>DEVELOPMENT INVESTMENT RIDER,</b>	)	
<b>AND THE SAFETY AND</b>	)	
<b>ENVIRONMENTAL COMPLIANCE</b>	)	
<b>RIDER</b>	)	

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**PETITION TO INTERVENE**

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Herbert H. Slatery III, 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 because consumers' interests, rights, duties or privileges may be affected by the Petition of Tennessee-American Water Company, Inc. Regarding Changes to the Qualified Infrastructure Investment Program Rider, the Economic Development Investment Rider, and the Safety and Environmental Compliance Rider ("Petition"), electronically recorded as filed by Tennessee-American Water Company, Inc. ("Tennessee-American" or "Company") on March 3, 2015.

For cause, the Consumer Advocate 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 any matter or proceeding before the Authority in accordance with the

Uniform Administrative Procedures Act (“UAPA”), Tenn. Code Ann. § 4-5-101 *et seq.*, and Authority rules.

2. Tennessee-American is a public utility regulated by the Authority. It provides water utility services to consumers located in the State of Tennessee. Petition ¶ 1.

3. This Petition filed by Tennessee-American is a follow-up to a set of tariffs approved by the TRA on April 14, 2014, in Docket No. 13-00130, and seeks the approval of the Authority of the calculation of the reconciliation of certain Capital Riders (as defined below) and the approval of certain tariffs. Petition at page 7. The Consumer Advocate intervened in Docket No. 13-00130 and after extensive negotiation and discovery entered into a stipulation with Tennessee-American on January 10, 2014, which formed part of the basis of the approval of certain tariffs by the TRA. These tariffs—including the Qualified Infrastructure Improvement Rider (“QIIP”), the Economic Development Investment Rider (“EDI”), and the Safety and Environmental Compliance Rider (“SEC”) (collectively, the QIIP, EDI, and SEC are referred to herein as the “Capital Riders”)—were approved under the “alternative ratemaking” statute, Tenn. Code Ann. § 65-5-103 *et seq.* Petition ¶¶ 6-7.

4. The stipulation in Docket No. 13-00130 requires that Tennessee-American file with the TRA on or before March 1 of each year a reconciliation with respect to the Capital Riders for the previous calendar year. Petition ¶¶ 10 and 12.

5. This Petition is Tennessee-American’s required reconciliation of the Capital Riders for calendar year 2014. Petition ¶ 12.

6. This Petition also presents and proposes a solution to the issue of “mismatched” reconciliation periods, which would otherwise continue until the Company submits a new rate case. Petition ¶ 13. Tennessee-American states that this “mismatch” would “result in three (3) adjustments to Customer bills over a 12-month period on the [Capital] Riders alone,” which

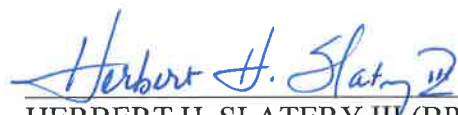
would cause additional expense for Tennessee-American and an increased resource burden on the Authority and Consumer Advocate, as well as leading to confusion on the part of customers. Petition ¶ 13. To resolve the mismatch, Tennessee-American proposes to file one reconciliation for the investment period of calendar year 2014, and thus eliminate the mismatch of the reconciliation periods. *See* Direct Testimony of Tennessee-American Witness Linda Bridwell, as filed with the Petition, at pages 15-17.

7. The interests of consumers may be affected by determinations and orders made by the Authority with respect to (i) the proposed reconciliation with respect to calendar year 2014 that Tennessee-American seeks for the Capital Riders (ii) the proposal by Tennessee-American to address the “mismatch” of reconciliation periods, (iii) the interpretation and application of Tenn. Code Ann. § 65-5-103, other relevant statutory and regulatory provisions, and the order issued by the Authority in TRA Docket No. 13-00130, and (iv) the review and analysis of the documentation and materials provided by Tennessee-American.

8. Only by participating as a party to this proceeding can the Consumer Advocate adequately carry out its statutory duty to represent the interests of Tennessee consumers.

Wherefore, the Consumer Advocate requests the Authority to grant this Petition to Intervene.

RESPECTFULLY SUBMITTED,

  
HERBERT H. SLATTERY III (BPR No. 09077)  
Attorney General and Reporter  
State of Tennessee



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CERTIFICATE OF SERVICE

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

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This the 16<sup>th</sup> day of April, 2015.

  
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Wayne M. Irvin