

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION**

**NASHVILLE, TENNESSEE**

**December 23, 2025**

<b>IN RE:</b>	)	
	)	
<b>PETITION OF TENNESSEE-AMERICAN WATER</b>	)	<b>DOCKET NO.</b>
<b>COMPANY TO ADOPT ANNUAL REVIEW</b>	)	<b>25-00089</b>
<b>MECHANISM AND ARM TARIFF PURSUANT TO</b>	)	
<b>TENN. CODE ANN. § 65-5-103(d)(6)</b>	)	

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**ORDER GRANTING THE PETITION TO INTERVENE FILED BY THE  
CITY OF CHATTANOOGA**

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This matter is before the Administrative Judge of the Tennessee Public Utility Commission (“Commission” or “TPUC”) to consider the *City of Chattanooga’s Petition to Intervene* (“*Petition to Intervene*”) filed by the City of Chattanooga (the “City”) on December 15, 2025.

**RELEVANT BACKGROUND**

Tennessee-American Water Company (“TAWC”) is a public utility providing residential, commercial, industrial and municipal water service to approximately 88,000 customers in Chattanooga, Tennessee and surrounding areas. TAWC filed its Petition seeking the Commission’s approval to establish an annual review of rates mechanism (“ARRM”) authorized by Tenn. Code Ann. § 65-5-103(d)(6) based upon the ratemaking methodology approved in its most recent general rate case as reflected in Docket No. 24-00032 (the “2025 Rate Case”).

***CITY OF CHATTANOOGA’S PETITION TO INTERVENE***

On December 15, 2025, the City filed a *Petition to Intervene* seeking to intervene in the docket pursuant to Tenn. Code Ann. §§ 4-5-310 and 65-2-107 and Commission Rule 1220-1-2-.08, asserting that “the legal rights, duties, privileges, immunities, or other legal interests of the City of Chattanooga

and its citizens may be adversely affected by an Annual Review Mechanism ("ARM") and ARM Tariff approved in response to the Petition of the Tennessee-American Water Company..."<sup>1</sup>

## **FINDINGS & CONCLUSIONS**

Tenn. Code Ann. § 4-5-310 establishes the following criteria for granting petitions to intervene:

(a) The administrative judge or hearing officer shall grant one (1) or more petitions for intervention if:

(1) The petition is submitted in writing to the administrative judge or hearing officer, with copies mailed to all parties named in the notice of the hearing, at least seven (7) days before the hearing;

(2) The petition states facts demonstrating that the petitioner's legal rights, duties, privileges, immunities or other legal interest may be determined in the proceeding or that the petitioner qualifies as an intervenor under any provision of law; and

(3) The administrative judge or hearing officer determines that the interests of justice and the orderly and prompt conduct of the proceedings shall not be impaired by allowing the intervention.

(b) The agency may grant one (1) or more petitions for intervention at any time, upon determining that the intervention sought is in the interests of justice and shall not impair the orderly and prompt conduct of the proceedings.<sup>2</sup>

The Administrative Judge finds that the determinations made in this docket will directly impact the citizens of the City of Chattanooga and the City of Chattanooga as well. Therefore, upon due consideration, the Administrative Judge concludes that the legal rights, duties, privileges, immunities, or other legal interest of the City may be determined in this proceeding. Further, the Administrative Judge finds that there is no opposition to the City's intervention, and the *City's Petition to Intervene* was timely-filed and should not impair the interests of justice or the orderly and

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<sup>1</sup> *Petition to Intervene*, p. 1 (December 15, 2025).

<sup>2</sup> Tenn. Code Ann. § 4-5-310.

prompt conduct of the proceedings. For these reasons, the Administrative Judge concludes that the *City's Petition to Intervene* should be granted.

**IT IS THEREFORE ORDERED THAT:**

The *City of Chattanooga's Petition to Intervene* filed by the City of Chattanooga is granted. The City of Chattanooga may intervene and participate as a party in this proceeding and, as such, shall receive copies of any notices, orders, or other documents filed herein.

  
Monica Smith-Ashford, Administrative Judge