

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

October 17, 1996

<b>IN RE:</b>	<b>CHATTANOOGA GAS COMPANY</b>	)	
	<b>PETITION FOR EXPERIMENTAL</b>	)	<b>Docket No.</b>
	<b>RULE FOR LARGE CUSTOMER</b>	)	<b>96-01173</b>
	<b>CONTRACT FLEXIBILITY</b>	)	

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**ORDER**

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This matter came before the Tennessee Regulatory Authority (hereafter "Authority") upon a motion of the petitioner, Chattanooga Gas Company (hereafter "Chattanooga Gas") to reschedule a hearing date in the above-captioned matter. A hearing date had been set by the Authority at a regularly scheduled Authority Conference held on October 1, 1996 at 9:00 a.m. At the October 1st Conference, the Authority considered a motion by the petitioner to set this matter for hearing. The Authority granted the motion, and without objection from the parties, set the matter for hearing on October 15, 1996, immediately following the close of the Authority Conference, scheduled at 9:00 a.m.

However, the petitioner, Chattanooga Gas filed a motion on October 4, 1996, requesting the hearing date be rescheduled for October 17, 1996, and that the hearing be held in Chattanooga instead of Nashville as originally scheduled. The reasons that the petitioner has stated for its motion are: (1) counsel for the petitioner will be recovering from surgery, and the two extra days will provide counsel additional time for convalescence and preparation for this matter; (2) that the Authority will be hearing a matter in Chattanooga on October 17, 1996; (3) that the parties involved, including the Consumer Advocate Division and the customers of Chattanooga Gas will be better served by holding the hearing in Chattanooga; and (4) The Consumer Advocate Division has no objection to changing the hearing date and the location of the hearing.

Finally, the Authority, upon its own motion moved to appoint Chairman Lynn Greer as a Hearing Officer to sit alone and preside over the hearing of this matter. This motion was unanimously adopted by the Authority.

**IT IS THEREFORE ORDERED THAT:**

- 1) The motion to reschedule the hearing date in this matter filed by Chattanooga Gas is hereby granted;
- 2) That a hearing in this matter shall be held immediately following the conclusion of a hearing in Docket No. 96-00959 which is scheduled to be heard at 10:00 a.m. (EDT). Further, that the hearing be held in the Hamilton County School Board Building in Chattanooga, Tennessee, at the corner of Second and Broad Street;
- 3) That Chairman Lynn Greer shall be the Hearing Officer to preside over the hearing of this matter;
- 4) That any party aggrieved by the Authority's decision in this matter may file a Petition for Reconsideration within ten (10) days of the date of this Order, and
- 6) That any party aggrieved by the Authority's decision in this matter may file a Petition for Review in the Tennessee Court of Appeals, Middle Section, within sixty (60) days from and after the date of this Order.

ATTEST:

EXECUTIVE SECRETARY

CHAIRMAN

DIRECTOR

DIRECTOR

ORD/96-01173/10-11-96