



Ernie Fletcher
Governor

Mark David Goss
Chairman

Teresa J. Hill, Secretary
Environmental and Public
Protection Cabinet

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
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John W. Clay
Commissioner

Timothy J. LeDonne
Commissioner
Department of Public Protection

February 9, 2007

Lawrence W. Cook
Assistant Attorney General
Office of the Attorney General Utility & Rate Intervention Division
1024 Capital Center Drive
Suite 200
Frankfort, KY 40601-8204

RE: Case No. 2006-00464

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth O'Donnell".

Beth O'Donnell
Executive Director

BOD/sh
Enclosure



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Honorable John N. Hughes
Attorney at Law
124 West Todd Street
Frankfort, KY 40601

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Honorable Mark R. Hutchinson
Attorney at Law
Wilson, Hutchinson & Poteat
611 Frederica Street
Owensboro, KY 42301

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Gary L. Smith
Vice President, KY Marketing & Reg.
Atmos Energy Corporation
2401 New Hartford Road
Owensboro, KY 42303-1312

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Douglas Walther
Atmos Energy Corporation
P. O. Box 650205
Dallas, TX 75235-0205

February 9, 2007

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF ATMOS ENERGY)	CASE NO.
CORPORATION FOR AN ADJUSTMENT)	2006-00464
OF RATES)	

O R D E R

On December 28, 2006, Atmos Energy Corporation ("Atmos") submitted an application to the Commission requesting authority to adjust its rates utilizing a forward-looking test period. The application failed to meet certain filing requirements and was rejected for filing, pursuant to 807 KAR 5:001, Section 2(2), by letter dated January 10, 2007. In response to the rejection notice, Atmos submitted additional information on January 16, 2007.

Based on a review of the additional information supplied by Atmos, the Commission finds that the deficiencies noted in our January 10, 2007 letter have been cured, and that Atmos's application should be considered filed as of January 16, 2007.

Atmos originally proposed that its rates become effective on February 1, 2007. When it filed the additional information on January 16, 2007, Atmos submitted revised tariffs with a proposed effective date of February 16, 2007.

Based on a review of Atmos's rate application, the Commission finds that an investigation will be necessary to determine the reasonableness of the proposed rates and that the investigation cannot be completed by February 16, 2007. Therefore,

pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed rates for 6 months.

IT IS THEREFORE ORDERED that:

1. Atmos's application is considered filed as of January 16, 2007.
2. Pursuant to KRS 278.190(2), Atmos's proposed rates are suspended up to and including August 15, 2007.
3. The procedural schedule set forth in Appendix A, which is attached hereto and incorporated herein, shall be followed.
4. All requests for information and responses thereto shall be appropriately indexed. Any request for information by letter from the Commission Staff shall be responded to as if set forth in a Commission Order. All responses shall include the name of the witness who will be responsible for responding to the questions related to the information provided, with copies to all parties of record and 7 copies to the Commission.
5. Any party filing testimony shall file an original and 10 copies.
6. Atmos shall give notice of any hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, Atmos shall forward a duplicate of the notice and request to the Commission.
7. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.
8. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

9. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 9th day of February, 2007.

By the Commission

ATTEST:


Executive Director

Case No. 2006-00464

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2006-00464 DATED February 9, 2007.

All initial requests for information to Atmos shall be filed no later than	02/23/07
Atmos shall file responses to initial requests for information no later than	03/16/07
All supplemental requests for information to Atmos shall be filed no later than.....	03/30/07
Atmos shall file responses to supplemental requests for information no later than.....	04/13/07
Intervenor testimony, if any, in verified prepared form shall be filed no later than.....	04/27/07
Pursuant to KRS 278.192(2)(b), actual results for the estimated months of the base period shall be filed no later than	05/15/07
All requests for information to Intervenors shall be filed no later than	05/18/07
Intervenors shall file responses to requests for information no later than	06/01/07
Pursuant to 807 KAR 5:001, Section 10(8)(d), last day to file corrections of mathematical errors in the forecasted test period or revisions reflecting statutory or regulatory enactments that could not, with reasonable diligence, have been included in the forecast on the date it was filed.....	06/08/07
Atmos shall file rebuttal testimony, in verified form no later than	06/15/07
Last day for Atmos to publish notice of hearing	07/03/07
Public Hearing is to begin at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of Atmos and Intervenors.....	07/10/07
Briefs, if any, shall be filed by	08/13/07