



August 30, 2012

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PUBLIC SERVICE
COMMISSION

Gerald Wuetcher
PSC Regulations
Kentucky Public Service Commission
Post Office Box 615
Frankfort, KY 40602-0615

Dear Mr. Wuetcher:

Atmos Energy Corporation (Company) appreciates all of the efforts and time dedicated by the PSC Working Group to the potential revisions of 807 KAR 5:001, 807 KAR 5:006, 807 KAR 5:011, and 807 KAR 5:076. Attached are comments related to the Company's remaining concerns related to 807 KAR 5:001 and 807 KAR 5:006. The Company looks forward to future discussions with the PSC Working Group to find alignment on the outstanding issues.

Please feel free to contact me at mark.martin@atmosenergy.com or at 270.685.8024 if you have any questions and/or need any additional information.

Sincerely,

A handwritten signature in black ink that reads "Mark A. Martin".

Mark A. Martin
Vice President – Rates & Regulatory Affairs

Enclosures

pc: Randy Hutchinson

Atmos Energy Corporation ("Company") appreciates the opportunity to provide additional comments to the proposed revisions to 807 KAR 5:001, 5:006 and 5:011. The Company submits the following comments:

807 KAR 5:001

Section (13)(10)(a) starting on line 21 of page 22 and continuing through line 8 of page 23, the Commission proposes to limit the period of confidential protection to two (2) years and make it incumbent on the person who initially sought the confidential treatment to request, within the two (2) year period, that confidential protection be continued.

Although some confidential information is time sensitive, not all such information loses the need for confidential protection with the passage of time. An example would be confidential and proprietary information in contracts lasting longer than two (2) years. The Company submits the better practice would be to provide continued confidential protection until, and unless, a request is received to make the information public. The affected utility should then be notified of such request by the Commission and be given a reasonable period of time to object, stating specific reasons why the information should remain confidential. If no objection is made, the information would become public. If an objection is made, the Commission could either summarily decide the issue based on the reasons given by the utility in its written objection or it could order further administrative inquiry. It was also discussed at the public hearing on August 27th that this proposed section may be in conflict with existing case law, specifically the Open Records Act.

807 KAR 5:006

Section 14(2) starting on line 20 of page 22 and continuing through line 2 of page 23 outlines partial payment plans. The Company continues to have concerns with the proposed new requirement that a partial payment plan must be signed by the utility representative and would prefer for that requirement to be removed. The Company believes this proposed step is unnecessary. It creates additional work and additional expense with little or no corresponding benefit. As stated previously, the Company's partial payment plans are generated at our out-of-state call centers through our billing system. All calls to our out-of-state call centers are archived for at least ten years. The archive process would enable verification of any arrangement made, if needed. Requiring a signature also creates safety concerns by putting a particular employee's name in the public domain.

Section 26(5) (a) 2 on lines 9-11 of page 41 relates to meters using remote reading technology. The current proposal seeks to have these meters manually inspected at intervals not to exceed three (3) years. The Company requests that the following phrase be added: "or according to an alternative plan approved by the Commission". The Company believes that the inclusion of the additional phrase will provide greater flexibility. The Company would also like to note the supreme sophistication and accuracy of automated meter reading technology. Further discussion dedicated to this technology may prove beneficial in alleviating concerns related to safety and customer service. The Company also seeks clarification of the phrase "readings verified" on line 11. What does "readings verified" mean and encompass?

The Company believes that the Regulatory Impact Analysis and Tiering Statement has some conflicting language and seeks clarification. Section 1(a) on page 83 implies that this regulation

applies to all utilities while Section 3 on page 85 states that it only affects electric and telephone utilities. The Company also seeks clarification of Section 4(b) on page 86 which states that the proposed changes will have a de minimis impact and Section 5(b) on page 86 which states that no additional costs are expected.

807 KAR 5:011

The Company has no comments and seeks no additional clarification related to the proposed changes to this section.