

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MODIFICATION OF ATMOS ENERGY )  
CORPORATION'S GAS COST ADJUSTMENT TO )  
INCORPORATE PERFORMANCE BASED ) CASE NO. 2005-00321  
RATEMAKING MECHANISM (PBR) )

ORDER

Atmos Energy Corporation ("Atmos") has filed its application in this proceeding, responses to data requests issued by the Office of the Attorney General of the Commonwealth of Kentucky ("AG"), which has intervened herein, and responses to the data requests of Commission Staff. To ensure that our record is as complete as possible, the Commission finds that additional procedures should be established.

IT IS THEREFORE ORDERED that:

1. The AG shall have until December 27, 2005 to either request a hearing, informal conference and/or file written comments on Atmos's proposal. If no such requests are made by the AG, the case shall stand submitted for a decision.
2. Atmos shall have until January 6, 2006 in which to respond to any request for an informal conference, formal hearing and/or to file written reply comments.

Done at Frankfort, Kentucky, this 16<sup>th</sup> day of December, 2005.

By the Commission

ATTEST:

  
Executive Director