

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ATMOS GATHERING COMPANY REQUEST)
FOR SPECIAL PERMIT TO INSTALL)
REINFORCED THERMOPLASTIC PIPE) CASE NO. 2009-00417
(RTP) FOR GAS-GATHERING PROJECTS)
IN THE COMMONWEALTH OF KENTUCKY)

ORDER

On October 9, 2009, Atmos Gathering Company ("Atmos") filed an application requesting a deviation from certain requirements of 49 CFR 192. The deviation would allow Atmos to install reinforced thermoplastic pipe ("RTP") into a regulated high-pressure gas-gathering service. Atmos stated in its application that confidential cyclic pressure performance, pressure design basis, and design factor test data were available.

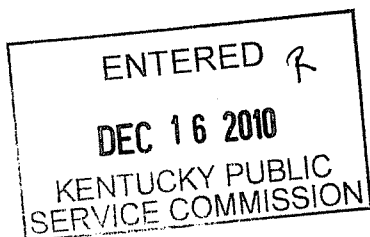
On May 27, 2010, Commission Staff issued its second data request to Atmos requesting additional information, including the cyclic pressure performance and pressure design data referenced in the application. On June 10, 2010, Atmos moved the Commission for an extension of time to respond to the request. The Commission granted Atmos an extension until July 12, 2010. On June 25, 2010, Atmos filed its response but indicated that the information requested in the second data request, item 3(b), would be forwarded upon receipt from the RTP manufacturer. As of the date of this Order, the information has not been received.

The Commission, having reviewed the record and being otherwise sufficiently advised, finds that Atmos should have 15 days from the date of this Order to submit the information Commission Staff requested on May 27, 2010 in its second data request, item 3(b). The Commission further finds that, if the information requested is not filed within 15 days of the date of this Order, an Order should be issued dismissing this proceeding without prejudice.

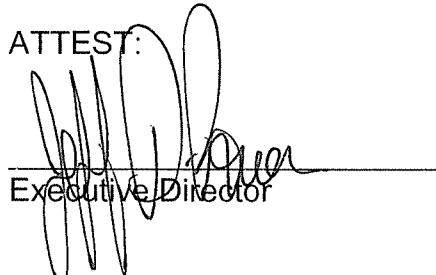
IT IS HEREBY ORDERED that:

1. Atmos shall have 15 days from the date of this Order to submit the information requested in Item 3(b) of the Commission Staff's second data request dated May 27, 2010.
2. If the information requested is not filed within 15 days of the date of this Order, an Order will be issued dismissing this proceeding without prejudice.

By the Commission



ATTEST:


Executive Director

Honorable Mark R Hutchinson
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