

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF ATMOS ENERGY	)	
CORPORATION TO EXTEND ITS DEMAND-	)	
SIDE MANAGEMENT PROGRAM AS	)	CASE NO.
AMENDED AND COST RECOVERY	)	2011-00395
MECHANISM AS AMENDED FOR FIVE (5)	)	
YEARS	)	

ORDER

On September 29, 2011, Atmos Energy Corporation ("Atmos") filed with this Commission a request to modify and extend its current Demand-Side Management ("DSM") program for a period of five years, effective January 1, 2012 through December 31, 2016. In the event the Commission cannot complete its review prior to the expiration of Atmos's existing program on December 31, 2011, Atmos requests that it be allowed to continue the existing DSM program tariffs until such time as the Commission can act on the proposed application.

The Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention ("AG"), filed a motion to intervene in this proceeding on September 30, 2011, which was granted by Commission Order on October 18, 2011.

The Commission, having reviewed Atmos's application and being otherwise sufficiently advised, finds that an investigation will be necessary to determine the reasonableness of the proposed program modifications and rates. We also find that the investigation cannot be completed by December 31, 2011. Therefore, the Commission will suspend the effective date of the proposed program modifications and rates, and

will authorize the continuation of the current DSM programs and Cost Recovery Mechanism until a final Order is issued herein.

IT IS HEREBY ORDERED that:

1. Atmos's proposed DSM tariffs are suspended for five months from their proposed effective date of January 1, 2012, up to and including May 31, 2012.

2. The procedural schedule set forth in the Appendix to this Order shall be followed in this proceeding.

3 a. All requests for information and responses thereto shall be appropriately bound, tabbed, and indexed and the original and ten copies shall be filed with the Commission, with copies to all parties of record. 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 questions related to the information provided.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

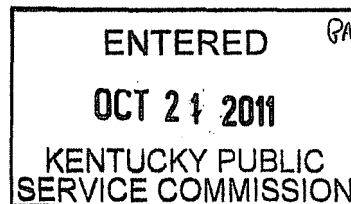
4. Any objections or motions relating to discovery or procedural dates shall be filed upon four business days' notice or the filing party shall explain, in writing, why such notice was not possible.

5. 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.

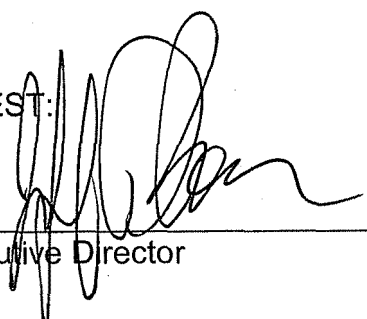
6. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

7. Atmos's existing DSM programs and DSM tariff riders shall remain in effect pending the Commission's final Order in this proceeding.

By the Commission



ATTEST:

  
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Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2011-00395 DATED OCT 21 2011

All requests for information to Atmos shall  
be filed no later than ..... 10/31/11

Atmos shall file responses to requests for  
information no later than ..... 11/21/11

All supplemental requests for information to Atmos shall  
be filed no later than ..... 12/12/11

Atmos shall file responses to supplemental requests for  
information no later than ..... 01/02/12

Any party desiring to file written comments on Atmos's  
Application shall do so no later than ..... 01/16/12

Atmos shall file with the Commission and serve upon  
all parties of record responses to comments no later than ..... 01/30/12

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