

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|--------------------------|---|------------|
| SARAH SPERRY |) | |
| |) | |
| COMPLAINANT |) | |
| V. |) | CASE NO. |
| |) | 2019-00138 |
| ATMOS ENERGY CORPORATION |) | |
| |) | |
| DEFENDANT |) | |

ORDER

On March 4, 2020, the Commission issued an Order finding that the Complainant, Ms. Sperry, had not responded to the September 5, 2019 Order that required an affirmative statement as to whether she preferred to hire new counsel or proceed with the pending Complaint on a *pro se* basis.¹ The Commission further asserted that because Ms. Sperry had advised Atmos Energy Corporation (Atmos) that she was moving and requested to permanently discontinue natural gas service, this Commission was inclined to grant Atmos's request to dismiss the pending case with prejudice.² The March 4, 2020 Order further stated that the Commission would provide ten days from the date of the Order for any party to provide good cause as to why this case should not be dismissed and removed from the Commission's docket.³

¹ March 4, 2020 Order at 3.

² *Id.*; Atmos's second update regarding the Complaint at 1.

³ March 4, 2020 Order at 3.

On March 25, 2020, the Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention (Attorney General), filed a procedural notice of withdrawal and substitution of counsel. However, as of the present date, no party to the case, including the Complainant, has filed any pleading providing good cause as to why this case should not be dismissed.

Having reviewed the evidentiary record and being otherwise sufficiently advised, the Commission finds that none of the parties provided good cause as to why the case should not be dismissed as required by its March 4, 2020 Order. Therefore, the Commission grants Atmos's request to dismiss the pending case with prejudice.

IT IS HEREBY ORDERED that:

1. Atmos's request to dismiss the pending case with prejudice is granted.
2. The pending case is dismissed with prejudice and removed from the Commission's docket.

By the Commission



ATTEST:


Acting General Counsel

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