Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

September 19, 2008

David L. Armstrong Chairman

> James Gardner Vice-Chairman

John W. Clay Commissioner

Wilson, Hutchinson & Poteat 611 Frederica Street Owensboro, KY 42301

Mark R. Hutchinson

RE: Case No. 2008-00382 Atmos Energy Corporation

The Commission staff has reviewed your application in the above case and finds that it meets the minimum filing requirements. Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

Ryan Gatewood, Director

Division of Filings

RG/rs Enclosure



Steven L. Beshear Governor

Mark A. Martin

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky
Public Service Commission

211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

September 19, 2008

David L. Armstrong Chairman

James Gardner Vice-Chairman

John W. Clay Commissioner

Atmos Energy Corporation 2401 New Hartford Road Owensboro, KY 42303-1312

RE: Case No. 2008-00382 Atmos Energy Corporation

The Commission staff has reviewed your application in the above case and finds that it meets the minimum filing requirements. Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

Ryan Gatewood, Director

Division of Filings

RG/rs Enclosure



RECEIVED

BEFORE THE

SEP. 1.2 2008 PUBLIC SERVICE

PUBLIC SERVICE COMMISSION OF KENTUCKY

| IN THE MATTER OF THE APPLICATION |) | |
|----------------------------------|------------------------------|----|
| OF ATMOS ENERGY CORPORATION |) A02 | 92 |
| FOR AN ORDER AUTHORIZING THE |) CASE NO. 2008- <u>0</u> 03 | 00 |
| ISSUANCE OF UP TO 2,000,000 |) FILED | |
| SHARES OF COMMON STOCK |) FILEU | |
| THROUGH ITS DIRECT STOCK |) (FD = 0.000 | |
| PURCHASE PLAN | SEP 1 2 2008 | |
| |) PUBLIC SERVICE | |
| | COMMISSION | |
| | | |

APPLICATION

- 1. Pursuant to KRS 278.300, and all other applicable law, Atmos Energy Corporation ("Applicant" or "Atmos"), files its Application herein for an Order authorizing the issuance of up to 2,000,000 additional shares of Common Stock, no par value common stock through and pursuant to the Atmos Energy Corporation Direct Stock Purchase Plan ("DSPP").
- 2. Atmos seeks an Order of the Commission granting it the authority to issue up to 2, 000,000 shares of no par value Common Stock of the Company pursuant to the DSPP. The DSPP is designed to provide investors with a convenient and economical way to purchase shares of Atmos' common stock and to reinvest all or a portion of their cash dividends in additional shares of Applicant's common stock. The DSPP allows common shareholders to elect to reinvest dividends into additional common stock at a 3% discount from market price. The Commission previously authorized the issuance of shares pursuant to the DSPP in Case No. 2003-00475.
- 3. The issuance of the shares is necessary for the routine operation of the DSPP and will provide Applicant with additional sources of capital. Applicant will use the same to fund its capital expenditures, reduce debt, improve its capitalization ratios and preserve its credit ratings.