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PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF ATMOS ENERGY CORPORATION)	
FOR APPROVAL OF SPECIAL CONTRACT PURSUANT)	CASE No.
TO ITS ECONOMIC DEVELOPMENT RIDER)	2019-00145

**ATTORNEY GENERAL’S NOTICE OF FILING- SUBMISSION ON THE
RECORD**

Comes now the intervenor, the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention (“Attorney General”), and hereby submits this Notice of Filing to the Kentucky Public Service Commission (“Commission”) regarding the submission of this case for a decision on the evidence and states as follows:

As the record in this matter is well-developed, including a significant amount of discovery by both the Attorney General and Commission staff, the Attorney General believes that a hearing is unnecessary and that this matter may be submitted on the record. Based on the entirety of the record, Atmos Energy Corporation’s (“Atmos”) application, and its agreement with Diageo, seem to comply with the terms set forth in Atmos’ Economic Development Rider tariff. Consistent with Atmos’ representation that the agreement causes “no adverse effect for other customers,”¹ and in accordance with previous Commission orders, the Attorney General looks forward to reviewing Atmos’ annual reports to the Commission “detailing revenues received from individual EDR customers and the marginal costs associated with serving those individual customers,” and in Atmos’ next rate case

¹ Atmos Energy Corporation’s Response to Attorney General’s First Data Request, Case No. 2019-00145 (Ky. Commission Jul. 10, 2019) Response No. 7.

checking to ensure that the utility “demonstrate[d] through detailed cost-of-service analysis that nonparticipating ratepayers are not adversely affected by these EDR customers.”²

Respectfully submitted,
ANDY BESHEAR
ATTORNEY GENERAL



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Certificate of Service and Filing

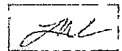
Counsel certifies that an original and ten photocopies of the foregoing were served and filed by hand delivery to Ms. Gwen R. Pinson, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; counsel further states that true and accurate copies of the foregoing were mailed via First Class U.S. Mail, postage pre-paid, to:

Hon. John N. Hughes
124 W. Todd St.
Frankfort, KY 40601

Atmos Energy Corporation
3275 Highland Pointe Drive
Owensboro, KY 42303

Hon. Mark R. Hutchinson
Wilson, Hutchinson & Littlepage
611 Frederica St.
Owensboro, KY 42301

This 22nd day of August, 2019.



Assistant Attorney General

² Order, Administrative Case No. 327, In Re. *An Investigation Into the Implementation of Economic Development Rates by Electric and Gas Utilities* (Ky. Commission Sep. 24, 1990) at 26.