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COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION FUNDAMISSION

In	the	Matter	of:
,4.44	CLL W	.,	~

GAS COST ADJUSTMENT)	CASE NO.
FILING OF)	2006 - 00 13 5
ATMOS ENERGY CORPORATION)	

PETITION FOR CONFIDENTIALITY OF INFORMATION BEING FILED WITH THE KENTUCKY PUBLIC SERVICE COMMISSION

Atmos Energy Corporation ("Atmos") respectfully petitions the Kentucky Public Service Commission ("Commission") pursuant to 807 KAR 5:001 Section 7 and all other applicable law, for confidential treatment of the information which is described below and which is attached hereto. In support of this Petition, Atmos states as follows:

- 1. Atmos is filing its Gas Cost Adjustment ("GCA") for the quarterly period commencing on May 1, 2006. This GCA filing also contains Atmos' quarterly Correction Factor (CF) as well as information pertaining to Atmos' projected gas prices. The following two attachments contain information which require confidential treatment.
 - a. The attached Exhibit D contains information from which the actual price being paid by Atmos for natural gas to its supplier can be determined.
 - b. The attached Weighted Average Cost of Gas ("WACOG") schedule in support of Exhibit C, page 19 contains confidential information pertaining to prices projected to be paid by Atmos for purchase contracts.
- 2. Information of the type described above has previously been filed by Atmos with the Commission under petitions for confidentiality. Exhibit D contains information from which it

could be determined what Atmos is paying for natural gas under its gas supply agreement with its existing supplier. The Commission has consistently granted confidential protection to that type of information in each of the prior GCA filings in KPSC Case No. 1999-070. The information contained in the attached WACOG schedule has also been filed with the Commission under a Petition for Confidentiality in Case No. 97-513.

- 3. All of the information sought to be protected herein as confidential, if publicly disclosed, would have serious adverse consequences to Atmos and its customers. Public disclosure of this information would impose an unfair commercial disadvantage on Atmos. Atmos has successfully negotiated an extremely advantageous gas supply contract that is very beneficial to Atmos and its ratepayers. Detailed information concerning that contract, including commodity costs, demand and transportation charges, reservations fees, etc. on specifically identified pipelines, if made available to Atmos' competitors, (including specifically non-regulated gas marketers), would clearly put Atmos to an unfair commercial disadvantage. Those competitors for gas supply would be able to gain information that is otherwise confidential about Atmos' gas purchases and transportation costs and strategies. The Commission has accordingly granted confidential protection to such information.
- 4. Likewise, the information contained in the WACOG schedule in support of Exhibit C, page 19, also constitutes sensitive, proprietary information which if publicly disclosed would put Atmos to an unfair commercial disadvantage in future negotiations.
- 5. Atmos would not, as a matter of company policy, disclose any of the information for which confidential protection is sought herein to any person or entity, except as required by law or pursuant to a court order or subpoena. Atmos' internal practices and policies are directed towards non-disclosure of the attached information. In fact, the information contained in the

attached report is not disclosed to any personnel of Atmos except those who need to know in order to discharge their responsibility. Atmos has never disclosed such information publicly. This information is not customarily disclosed to the public and is generally recognized as confidential and proprietary in the industry.

- 6. There is no significant interest in public disclosure of the attached information. Any public interest in favor of disclosure of the information is out weighed by the competitive interest in keeping the information confidential.
- 7. The attached information is also entitled to confidential treatment because it constitutes a trade secret under the two prong test of KRS 265.880: (a) the economic value of the information as derived by not being readily ascertainable by other persons who might obtain economic value by its disclosure; and, (b) the information is the subject of efforts that are reasonable under the circumstances to maintain its secrecy. The economic value of the information is derived by Atmos maintaining the confidentiality of the information since competitors and entities with whom Atmos transacts business could obtain economic value by its disclosure.
- 8. Pursuant to 807 KAR 5:001 Section 7(3) temporary confidentiality of the attached information should be maintained until the Commission enters an order as to this petition. Once the order regarding confidentiality has been issued, Atmos would have twenty (20) days to seek alternative remedies pursuant to 807 KAR 5:001 Section 7(4).

WHEREFORE, Atmos petitions the Commission to treat as confidential all of the material and information which is included in the attached one volume marked "Confidential".

29th MARC

Respectfully submitted this 27th day of February, 2006.

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CONFIDENTAL

CONFIDENTAL

Atmos Energy Corporation Estimated Weighted Average Cost of Gas May-06 Through July-06 Total Value Rate Volumes July-06 Rate Volumes Value June-06 Rate Volumes Value May-06 Rate Volumes

> Texas Gas Trunkline Tennessee Gas TX Gas Storage TN Gas Storage WKG Storage

torage

(This information has been filed under a Petition for Confidentiality)

Storage Market

WACOGs

PUBLIC DISCLOSURE

Exhibit D Page 5 of 5

	November, 2005		December, 2005		January, 2006	
Description	MCF	Cost	MCF	Cost	MCF	Cost
1 Texas Gas Pipeline Area 2 LG&E Natural 3 Atmos Energy Marketing, LLC 4 Texaco Gas Marketing 5 CMS 6 WESCO 7 Southern Energy Company 8 Union Pacific Fuels 9 Atmos Energy Marketing, LLC 10 Engage 11 ERI 12 Prepaid 13 Reservation 14 Hedging Costs - All Zones						
16 Total	217,513	\$2,566,018.88	1,080,471	\$12,746,367.03	1,079,620	\$10,993,300.17
17 18 19 Tennessee Gas Pipeline Area 20 Atmos Energy Marketing, LLC 21 Union Pacific Fuels 22 WESCO 23 Prepaid 24 Reservation 25 Fuel Adjustment 26			·			,
27 Total	111,703	\$1,316,143.68	286,622	\$3,465,844.94	394,682	\$3,974,874.52
28 29 30 Trunkline Gas Company 31 Atmos Energy Marketing, LLC 32 Engage 33 Prepaid 34 Reservation 35 Fuel Adjustment 36						
37 Total 38	87,064	\$1,076,575.07	149,910	\$1,901,743.10	151,469	\$1,581,783.66
 Midwestern Pipeline Atmos Energy Marketing, LLC LG&E Natural Anadarko Prepaid Reservation Fuel Adjustment 						
47 48 Total 49 50	0	\$0.00	(629)	(\$8,445.07)	0	\$0.00
51 All Zones 52 Total 53	416,280	\$4,958,737.63	1,516,374	\$18,105,510.00	1,625,771	\$16,549,958.35
54 55	**** Detail of Volu	mes and Prices Has Beer	een Filed Under Petition for Confidentiality ****			