

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

FILING OF SPECIAL INDUSTRIAL CONTRACTS ) CASE NO.  
BY ATMOS ENERGY CORPORATION ) 2017-00035

ORDER

On November 9, 2016, and December 29, 2016, Atmos Energy Corporation (“Atmos”) submitted filings in Case No. 2016-00052<sup>1</sup> requesting approval of special contracts (“Service Agreements”) to provide large-volume natural gas service for certain industrial customers at specified rates. The Service Agreements provide that their effective dates are based on the dates of Commission approval. The filings were submitted in compliance with the Commission’s April 12, 2016 Order in Case No. 2016-00052, which required Atmos to file into the record of that proceeding any additional service agreements renegotiated pursuant to the special contract reformations discussed in the Direct Testimony of Gary L. Smith in Case No. 2015-00343.<sup>2</sup> Because the Commission issued its final Order in Case No. 2016-00052 on October 6, 2016, which removed that case from the Commission’s docket, this proceeding was established to investigate the reasonableness of Atmos’s additional renegotiated Service Agreements. Because the issues in this proceeding are identical to those

---

<sup>1</sup> Case No. 2016-00052, *The Filing of Seven (7) Industrial Contracts by Atmos Energy Corporation* (Ky. PSC Oct. 6, 2016).

<sup>2</sup> Case No. 2015-00343, *Application of Atmos Energy Corporation for an Adjustment of Rates and Tariff Modifications*. (Ky. PSC Aug. 4, 2016).

addressed in Case No. 2016-00052, we find that the record of Case No. 2016-00052 should be incorporated by reference into this proceeding.

The Commission further finds that a procedural schedule should be established to review the reasonableness of the proposed Service Agreements. That procedural schedule is attached hereto as an Appendix to this Order and is incorporated herein.

IT IS THEREFORE ORDERED that:

1. The record of 2016-00052 is incorporated by reference herein.
2. The procedural schedule set forth in the Appendix to this Order shall be followed.
3.
  - a. Responses to requests for information shall be appropriately bound, tabbed, and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided, with an original and eight copies to the Commission.
  - b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or 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. Any 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.

e. Any party filing a paper containing personal information shall, in accordance with 807 KAR 5:0001, Section 4(10), encrypt or redact the paper so that the personal information cannot be read.

4. Any party filing testimony shall file an original and eight copies with the Commission, with copies to all parties of record. The original and copies shall be appropriately bound, tabbed and indexed.

5. Atmos shall give notice of any hearing in this matter in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2)(b). In addition, the notice of hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, [psc.ky.gov](http://psc.ky.gov)." At the time publication is requested, Atmos shall forward a duplicate of the notice and request to the Commission.

6. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video transcript shall be made of the hearing.

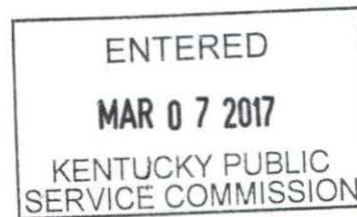
7. At the public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

8. Motions for extension of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

9. A person who submits a motion to intervene after March 12, 2017, shall show a basis for intervention and good cause for being untimely. If the untimely motion is granted full intervention, the movant shall accept and abide by the existing procedural schedule.

10. Nothing herein shall prevent the Commission from issuing further Orders in this matter.

By the Commission



ATTEST:

  
Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2017-00035 DATED **MAR 07 2017**

Last day for intervention requests to be accepted.....	03/12/17
All requests for information to Atmos shall be filed no later than.....	03/15/17
Atmos shall file responses to requests for information no later than .....	03/29/17
All supplemental requests for information to Atmos shall be filed no later than .....	04/12/17
Atmos shall file responses to supplemental requests for information no later than .....	04/26/17
A request for a formal hearing or statement that this case may be submitted based on the existing record shall be filed no later than .....	05/10/17

\*Honorable John N Hughes  
Attorney at Law  
124 West Todd Street  
Frankfort, KENTUCKY 40601

\*Kent Chandler  
Assistant Attorney General  
Office of the Attorney General Office of Rate  
700 Capitol Avenue  
Suite 20  
Frankfort, KENTUCKY 40601-8204

\*Atmos Energy Corporation  
3275 Highland Pointe Drive  
Owensboro, KY 42303

\*Mark A Martin  
Atmos Energy Corporation  
3275 Highland Pointe Drive  
Owensboro, KY 42303

\*Randy Hutchinson  
Wilson, Hutchinson & Littlepage  
611 Frederica Street  
Owensboro, KENTUCKY 42301

\*Rebecca W Goodman  
Assistant Attorney General  
Office of the Attorney General Office of Rate  
700 Capitol Avenue  
Suite 20  
Frankfort, KENTUCKY 40601-8204