

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
COMMISSION

IN THE MATTER OF:

APPLICATION OF ATMOS ENERGY )  
CORPORATION FOR APPROVAL OF THIRD )  
PARTY GAS SUPPLY AGREEMENTS AND FOR )  
A DEVIATION FROM THE PRICING REQUIREMENTS )  
OF KRS 278.2207 )

Case No.  
2011-00201

**PETITION FOR CONFIDENTIALITY OF AN AMENDMENT TO GAS SUPPLY  
CONTRACT BEING FILED WITH KENTUCKY PUBLIC SERVICE COMMISSION**

Atmos Energy Corporation ("Atmos Energy" or "Company"), 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 amendment to the gas supply contract attached hereto. In support of this Petition, Atmos states as follows:

1. Atmos entered into two new gas supply contracts with Atmos Energy Marketing, LLC (the "AEM Agreements"). Atmos filed this proceeding seeking Commission approval of those agreements. By Order entered on October 13, 2011, the Commission approved the AEM Agreements.

2. Due to temporary operational issues at the Company's Bon Harbor

Storage Field, located in Daviess County, Kentucky, the Company was unable to replace the working gas inventory at this storage facility. As a result, an alternate supply was needed to offset the reduced capacity at the Bon Harbor Storage Facility. Due to its close proximity to the affected area, negotiations were initiated with ANR Pipeline Company and a short term agreement was ultimately entered into with ANR. Because the operational issues at Bon Harbor are believed to be temporary, the ANR agreement expires on March 31, 2012. An amendment to the previously approved gas supply agreement covering the area serviced by the TXG/Trunkline pipeline was necessary to provide for the ANR alternative supply. A copy of the AEM contract amendment is attached to this Petition.

3. In prior proceedings before the Commission, confidential protection has always been afforded to gas supply contracts. See e.g., KPSC Cases 97-513, 2002-00245 and 2006-00194.

4. By letter dated September 28, 2011, the Commission granted confidential protection to the AEM Agreements. An amendment to one of those agreements should likewise be entitled to confidential protection. Since the attached amends an agreement that has been afforded confidential protection by the Commission, the amendment itself should be maintained in the non-public part of the Commission's file in this proceeding.

5. Except for the parties to the attached amendment, the information sought to be protected is not known outside Atmos and is not disseminated within Atmos except to those employees with a legitimate business need to know and act upon the information.

6. Pursuant to 807 KAR 5:001, Section 7(3), temporary confidentiality of the attached amendment should be maintained until the Commission enters an order as to the 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 the attached amendment in its entirety.

Respectfully submitted this 12 day of December, 2011.



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#### **VERIFICATION**

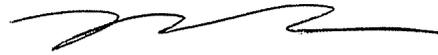
I, Mark A. Martin, being duly sworn under oath state that I am Vice President of Rates and Regulatory Affairs Kentucky Midstates Division for Atmos Energy Corporation, and that the statements contained in the foregoing Petition are true as I verily believe.



Mark A. Martin

**CERTIFICATE OF SERVICE**

I hereby certify that on the 12 day of December, 2011, the original of this Petition, with the Confidential Information for which confidential treatment is sought, together with eleven (11) copies of the Petition without the confidential information, were filed with the Kentucky Public Service Commission, 211 Sower Boulevard, P.O. Box 615, Frankfort, Kentucky 40602.



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Mark R. Hutchinson

WKG-11111-7

AMENDMENT TO TRANSACTION CONFIRMATION

**CONFIDENTIAL**

SCHEDULE 1 (continued)

ATMOS ENERGY CORPORATION  
CONTRACT SUMMARY - BEHIND CITY GATE STORAGE

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CONFIDENTIAL

SCHEDULE 1 (continued)

ATHOS ENERGY CORPORATION  
CONTRACT SUMMARY - TRUNKLINE PIPELINE CONTRACTS

CONFIDENTIAL

SCHEDULE 1 (continued)  
ATKINS ENERGY CORPORATION  
CONTRACT SUMMARY - TOY PIPELINE CONTRACTS

CONFIDENTIAL

**CONFIDENTIAL**

SCHEDULE 1  
ATXOS ENERGY CORPORATION  
CONTRACT SUMMARY - TOT PIPELINE CONTRACTS

SCHEDULE 1 (continued)  
ATMOS ENERGY CORPORATION  
CONTRACT SUMMARY - TOY PIPELINE CONTRACTS

CONFIDENTIAL