

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF ATMOS ENERGY	)	
CORPORATION FOR AN ADJUSTMENT	)	CASE NO.
OF RATES AND TARIFF MODIFICATIONS	)	2013-00148

ORDER

On May 13, 2013, Atmos Energy Corporation ("Atmos") tendered for filing an application for an adjustment of its gas rates based on a forecasted test period. The application proposed that the new rates become effective on June 13, 2013. By letter dated May 28, 2013, the Commission notified Atmos that its application was rejected due to five deficiencies. On May 30 and June 3, 2013, Atmos filed information and a motion for deviation in response to the Commission's May 28, 2013 letter. By Order dated June 24, 2013, the Commission found that Atmos had cured two deficiencies, granted deviations on two deficiencies, and required Atmos to post its application and related documents on its website in order to cure the fifth deficiency. Atmos posted the required information on its website on June 24, 2013, and that date is considered the filing date of its application.

Pursuant to KRS 278.180(1), no change can be made by a utility in any rate except upon 30 days' notice to the Commission. Thus, based on a June 24, 2013 filing date, the earliest date that Atmos's new rates could become effective is July 24, 2013. Having reviewed Atmos's application, the Commission finds that an investigation will be necessary to determine the reasonableness of the proposed rates

and that the investigation cannot be completed by July 24, 2013. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed rates for six months.

The Commission expects the parties to use their best efforts to informally resolve any discovery disputes or requests for extensions of time. Absent informal resolution, an objection or motion should be filed at least four business days prior to the established due date. If this deadline is not met, the filing party should include in the written objection or motion a full and complete explanation for such failure.

IT IS THEREFORE ORDERED that:

1. Atmos's proposed rates are suspended for six months, up to and including January 23, 2014.

2. The procedural schedule set forth in the Appendix, which is attached hereto and incorporated herein, shall be followed.

3. a. Responses to requests for information shall be appropriately indexed, bound and tabbed. All responses shall include the name of the witness who will be responsible for responding to questions related to the information provided.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an 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. A 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.

4. Any party filing testimony shall file with the Commission the original, an electronic copy, and two paper copies.

5. Atmos shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, Atmos shall forward a duplicate of the notice and request to the Commission.

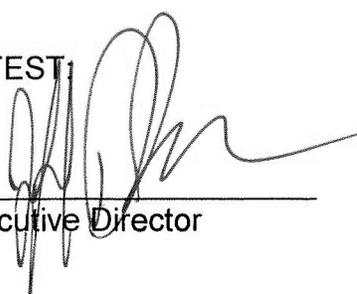
6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

7. Any objections or motions relating to discovery or procedural dates shall be filed upon four business days' notice or the filing party shall explain, in writing, why such notice was not possible.

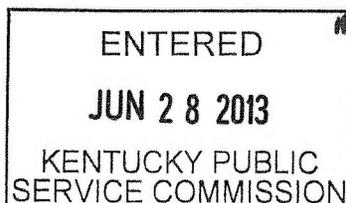
8. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

9. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

ATTEST:

  
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Executive Director

By the Commission



APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2013-00148 DATED **JUN 28 2013**

Last day for intervention requests to be accepted .....	07/24/13
All requests for information to Atmos shall be filed no later than .....	08/14/13
Atmos shall file responses to requests for information no later than.....	08/28/13
All supplemental requests for information to Atmos shall be filed no later than.....	09/11/13
Atmos shall file responses to supplemental requests for information no later than.....	09/25/13
Intervenor testimony, if any, in verified prepared form shall be filed no later than.....	10/09/13
All requests for information to Intervenors shall be filed no later than .....	10/23/13
Intervenors shall file responses to requests for information no later than.....	11/06/13
Atmos shall file, in verified form, its rebuttal testimony no later than .....	11/19/13
Last day for Atmos to publish notice of hearing .....	To be scheduled
Public Hearing to be held in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of Atmos and Intervenors .....	To be scheduled
Simultaneous Briefs, if any .....	To be scheduled

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