

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

IN THE MATTER OF:

Application of Atmos Energy Corporation)
for an Adjustment of Rates) Case No. 2015-00343
and Tariff Modifications)

MOTION TO DEVIATE FROM REGULATION

Atmos Energy Company, (Atmos Energy) by counsel, moves the Public Service Commission ("Commission") to grant authorization pursuant to 807 KAR 5:001 § 22 to deviate from the requirement that it upload an electronic version of all papers filed in this case to the Commission's website using the Commission's E-Filing System. Atmos Energy additionally moves the Commission to grant approval pursuant to 807 KAR 5:001 § 22 to deviate from the requirement that it file with the Commission one copy in paper medium of all papers electronically filed with the Commission. This motion is based on the number, size and nature of the files associated with Mr. Watson's depreciation study, requested by the Attorney General in item 1 of the first data request, more particularly:

AG_1-01_Attachment 3 – Watson Alliance Study KY Direct Workpapers Final, 586 Files.
AG_1-01_Attachment 4 – Watson Alliance Study Midstates GO Workpapers Final, 142 Files.
AG_1-01_Attachment 5 – Watson Alliance Study Shared Services Unit Workpapers Final, 387 Files.

1. On October 28, Atmos Energy filed its notice of election of use of electronic filing procedures.
2. On that same date, the Commission acknowledged receipt of the notice of election of use of electronic which requires that documents submitted to the Commission in this proceeding must comply with the rules of procedure adopted by the Commission found in 807 KAR 5:001 and that any deviation from these rules must be submitted in writing to the Commission for consideration.

3. 807 KAR 5:001 § 8(3) provides: "All papers shall be filed with the commission by uploading an electronic version using the commission's E-Filing System. In addition, the filing party shall file one (1) copy in paper medium with the commission as required by subsection (12)(a)2 of this section."

4. 807 KAR 5:001 § 8(12)(a)(2) provides: "A paper shall be consider timely filed with the commission if: "The paper, in paper medium, is filed at the commission's offices no later than the second business day following the successful electronic transmission."

5. Atmos Energy seeks a deviation from the Commission's Rules of Procedure (807 KAR 5:001) for approval to file the attachments referenced above in electronic format on a compact disk (CD), rather than as an upload into the E-Filing system. Each of the three depreciation studies is broken out into dozens of folders and sub-folders containing raw and unformatted data files, graphs, statistics, analyses, fitting of the curves, and other supporting data. There are approximately 1,100 files in various program formats, folders and sub-folders, which cannot be assembled into a document capable of electronic submission into the E-File system. Viewing the data on CD allows for easier understanding of the documentation organization supporting each study.

6. Atmos Energy also requests authority to deviate from the Commission's Rules of Procedure by substituting a CD for the paper copy of those attachments, due to the voluminous nature – approximately several thousand pages – and large number of files, folders and sub folders.

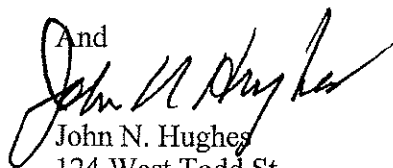
7. Atmos has served the Commission and the Attorney General with a CD containing the attachments.

WHEREFORE, Atmos Energy requests deviations from the requirement that parties upload all filings to the Commission's E-Filing System and submit a copy of the filing in to the Commission in paper medium and allow service of a CD of the attachments to the Commission and Attorney General in lieu of the requirements of 807 KAR 5:001.

Submitted by:

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Certification:

I certify that this is a true and accurate copy of the documents to be filed in paper medium; that the electronic filing was transmitted to the Commission on March 4, 2016; that one copy of the filing will be delivered to the Commission within two days; and that no party has been excused from participation by electronic means.

