

The Law Offices of

**WILSON, HUTCHINSON & LITTLEPAGE**

611 Frederica Street  
Owensboro, Kentucky 42301  
Telephone (270) 926-5011  
Facsimile (270) 926-9394

William L. Wilson, Jr.  
Mark R. Hutchinson  
T. Tommy Littlepage  
Sean S. Land

[bill@whplawfirm.com](mailto:bill@whplawfirm.com)  
[randy@whplawfirm.com](mailto:randy@whplawfirm.com)  
[ttommy@whplawfirm.com](mailto:ttommy@whplawfirm.com)  
[sean@whplawfirm.com](mailto:sean@whplawfirm.com)

**OVERNIGHT DELIVERY**

July 23, 2020

Executive Director  
Kentucky Public Service Commission  
211 Sower Blvd.  
PO Box 615  
Frankfort, Kentucky 40602

RE: City of Beaver Dam, Kentucky

Dear Sir:

I enclose herewith an original, plus eleven (11) copies, of an Application of Atmos Energy Corporation for a Certificate of Public Convenience and Necessity Authorizing it to Bid on Franchise Established by the City of Beaver Dam, Kentucky, for filing in your office.

The City has established August 10, 2020 as the deadline for submitting bids. We would therefore appreciate entry of an order prior to that date.

Very truly yours,



Mark R. Hutchinson

Enclosures

c: Mark Martin

**BEFORE THE**

**PUBLIC SERVICE COMMISSION OF KENTUCKY**

IN THE MATTER OF:

APPLICATION OF ATMOS ENERGY  
CORPORATION, OWENSBORO  
KENTUCKY FOR A CERTIFICATE OF PUBLIC  
CONVENIENCE AND NECESSITY  
AUTHORIZING IT TO BID ON A FRANCHISE  
ESTABLISHED BY THE CITY OF BEAVER DAM,  
KENTUCKY

CASE  
NO. \_\_\_\_\_

**APPLICATION**

1

Applicant, Atmos Energy Corporation, a corporation duly qualified under the laws of the Commonwealth of Kentucky to carry on its business in the Commonwealth.

The Company is an operating public utility engaged in the business of supplying natural gas to the public in numerous cities, towns, and communities in Western and South Central Kentucky.

2

Atmos' Articles of Incorporation, together with all amendments thereto, have already been filed with the Commission in Case No. 2017-00349. There have been no changes to the Articles of Incorporation since they were filed with the

1

Commission in Docket No. 2017-00349.

3

The City of Beaver Dam (sometimes hereinafter called the "City") is a municipal corporation situated in Ohio County, Kentucky and is in an area presently served by Applicant. Applicant has been the owner of a franchise operation of the natural gas system within the City immediately prior to the sale of a new franchise. Applicant is at the present time serving the City and owns and maintains a gas distribution system in such City.

4

The City Commission of the City has established a natural gas franchise for the City and has directed that bids for the sale thereof be received on or before 6:00 p.m. on Monday, August 10, 2020. A copy of the Notice of Sale of a natural gas franchise is filed herewith and as a part hereof.

There is a demand and need for continued natural gas service for the City.

WHEREFORE, Applicant respectfully requests the Commission to enter a certificate of public convenience and necessity authorizing Applicant to bid on the aforesaid natural gas franchise and, if it is awarded such franchise, to operate the natural gas distribution system pursuant to such franchise. A copy of the franchise, if awarded to Applicant, will be filed with the Commission.


2

Respectfully submitted,


  
\_\_\_\_\_  
Mark R. Hutchinson  
WILSON, HUTCHINSON & LITTLEPAGE  
611 Frederica Street  
Owensboro, Kentucky 42301  
(270) 926-5011  
Fax: (270) 926-9394  
[randy@whplawfirm.com](mailto:randy@whplawfirm.com)

COMMONWEALTH OF KENTUCKY )  
COUNTY OF DAVIESS )

The undersigned Affiant, Mark A. Martin, being first duly sworn, deposes and says that he is Vice President Rates and Regulatory Affairs of Atmos Energy Corporation, Kentucky/Mid-States Division, which is the Applicant in this proceeding; that he has read the foregoing application and knows the contents thereof; that the same is true of his own knowledge, except as to the matters which are therein stated on information or belief, and that as to those matters he believes them to be true; and that he is duly authorized to sign, execute, verify and file the foregoing application on behalf of Applicant.

  
\_\_\_\_\_  
Mark A. Martin

SUBSCRIBED AND SWORN to before me by Mark A. Martin as Vice President Rates and Regulatory Affairs of Atmos Energy Corporation, Kentucky/Mid-States Division, on this the 23rd day of July, 2020.

  
\_\_\_\_\_  
Notary Public  
Notary ID: 560343  
My Commission Expires: 7-31-2020

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## NOTICE OF SALE OF GAS FRANCHISE

NOTICE IS HEREBY GIVEN that the City of Beaver Dam, Kentucky, will on Monday, August 10, 2020, at 6:00 pm, at City Hall, 309 W 2nd Street, Beaver Dam, Kentucky, consider offers for sale to the highest and best bidder, plus all costs, a gas franchise described as a successful franchisee permitted to excavate, disturb and restore public right-of-way within the City in order to construct, install, maintain and/or repair its gas system, fixtures and other infrastructure on terms and conditions set forth.

Sealed bids are to be delivered to Mary Wallace, City Clerk, 309 W 2nd Street, Beaver Dam, Kentucky 42320, by 4:00 pm (Central Time) on Monday, August 10, 2020 and to be publicly opened and read at 6:00 pm (Central Time) on Monday, August 10, 2020.

The City of Beaver Dam reserves the right to accept any bid, to reject any and all bids, to waive any irregularities or informalities in awarding the franchise and to accept what, in its opinion, is the lowest, responsive, responsible and best bid which is in the best interest of, and most advantageous to the City.