

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC REQUEST OF ATMOS ENERGY)	
CORPORATION FOR MODIFICATION AND)	Case No. 2020-00289
EXTENSION OF ITS GAS COST ADJUSTMENT)	
PERFORMANCE BASED RATEMAKING)	
MECHANISM)	

ATTORNEY GENERAL’S POST-HEARING POSITION

The Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention (“Attorney General”), submits his following post-hearing position to the Public Service Commission (“Commission”) in the above-styled matter.

On August 31, 2020, Atmos Energy Corporation (hereinafter “Atmos”), filed an application requesting the modification and extension of its gas cost adjustment performance based ratemaking (“PBR”) mechanism. The Commission issued an Order granting the Attorney General’s intervention request on October 2, 2020. The Commission Staff and the Attorney General propounded two rounds of discovery to Atmos. On March 22, 2021, the Commission issued an Order allowing the Attorney General and Atmos to submit the case on the record by filing simultaneous briefs. However, the Commission reserved the right to take additional evidence in this matter at a hearing or via written requests for information. In accordance with the Commission’s March 22, 2021 Order the Attorney General and Atmos filed simultaneous briefs on March 25, 2021.

On December 17, 2021, the Commission issued an Order stating that it was necessary to take additional evidence in the matter by submitting discovery requests to Atmos as well as

scheduling a virtual hearing for January 27, 2022. On January 28, 2022, the Commission issued a post-hearing procedural Order stating, in part, that the parties may file memorandum briefs in support of its post-hearing positions, and then the case shall be submitted for a decision by the Commission on March 8, 2022, at 12:01 a.m. Atmos filed its brief in support of its post-hearing position on February 18, 2022.

As aforementioned, the Attorney General filed Comments containing his proposed recommendations for Atmos' PBR mechanism in the pending case on March 25, 2021. The Attorney General continues to support his March 25, 2021 Comments, and as such, the recommendations contained within the initial Comments are his post-hearing position. Therefore, the Attorney General respectfully requests for the Commission to take his previously filed Comments into consideration in the pending case, and for the Commission to set fair, just, and reasonable rates for the customers of Atmos.

Respectfully submitted,

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ATTORNEY GENERAL



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Certificate of Service and Filing

Pursuant to the Commission's Orders and in accord with all other applicable law, Counsel certifies that the foregoing electronic filing was transmitted to the Commission on February 28, 2022, and there are currently no parties that the Commission has excused from participation by electronic means in this proceeding.

This 28th day of February, 2022.

Angela M. Aoad

Assistant Attorney General