

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

<b>In the Matter of:</b>	)	
	)	
<b>ELECTRONIC APPLICATION OF ATMOS ENERGY CORPORATION TO ESTABLISH PRP RIDER RATES FOR THE TWELVE MONTH PERIOD BEGINNING OCTOBER 1, 2025</b>	)	<b>Case No. 2025-00246</b>
	)	

**ATMOS ENERGY’S MOTION FOR CONFIDENTIAL TREATMENT**

Comes now Atmos Energy Corporation (“Atmos Energy”), by and through counsel, pursuant to KRS 61.878, 807 KAR 5:001, Section 13 and other applicable law, and requests that the Kentucky Public Service Commission (“Commission”) afford confidential treatment to certain information filed in its Responses to Commission Staff’s First Request for Information (“Staff’s First Request”). In support of the motion Atmos Energy respectfully states as follows:

1. On July 31, 2025, Atmos Energy filed its Application for PRP Rider rates for the twelve-month period commencing October 1, 2025.
2. On August 25, 2025, the Kentucky Attorney General’s Office (“AG”) moved to intervene and the Commission granted the AG’s intervention on September 9, 2025
3. The Commission entered an Order on September 15, 2025, accepting the Application for filing and suspending the tariff until October 2, 2025, to investigate the proposed PRP charges and issued requests for information.
4. As part of Atmos Energy’s responses, Atmos Energy is providing detailed information regarding forecasted income and budget information. Specifically, the information is being provided in response to Request No. 2.

5. The Response to Request No. 2, contains an Excel spreadsheet including forecasted information regarding taxable income and budgeting information that is not otherwise publicly available. This is referred to as the “Confidential Information” for which confidential protection is sought.

6. The Kentucky Open Records Act and applicable precedent exempts the Confidential Information from disclosure, including KRS 61.878(1)(a); KRS 61.878(1)(c)(1); KRS 61.878(1)(k); KRS 61.878(1)(m); *Zink v. Department of Workers Claims, Labor Cabinet*, 902 S.W.2d 825 (Ky. App. 1994); and, *Hoy v. Kentucky Industrial Revitalization Authority*, 907 S.W.2d 766, 768 (Ky. 1995). The public disclosure of the Confidential Information would potentially harm Atmos Energy’s competitive position in the marketplace which would be to the detriment of Atmos Energy. Additionally, the Confidential Information is publicly unavailable, and its confidentiality is critical to Atmos Energy’s effective execution of business decisions and strategy. In addition, it is forecasted financial information. For these reasons, the Confidential Information satisfies both the statutory and common law standards for affording confidential treatment.

7. Atmos Energy does not object to limited disclosure of the Confidential Information, pursuant to an acceptable confidentiality and nondisclosure agreement, to any intervenors with a legitimate interest in reviewing the same for the sole purpose of participating in this case. However, as it is unknown who may or may not eventually intervene in the case, Atmos Energy reserves the right to object to sharing the Confidential Information with any party that may have a mixed motive for accessing the Confidential Information, that may be a competitor of Atmos Energy in any market, who may have a commercial conflict of interest or for any other reason.

8. In accordance with the provisions of 807 KAR 5:001, Section 13(2), Atmos Energy is providing one copy of the Confidential Information separately under seal with the confidential information highlighted. Atmos Energy is also providing a redacted version of the Confidential Information in the public record. The filing of the Confidential Information is noted in the public version of Atmos Energy's responses.

9. In accordance with the provisions of 807 KAR 5:001, Section 13(3), Atmos Energy respectfully requests that the Confidential Information be granted indefinite confidential protection.

10. If, and to the extent, the Confidential Information becomes publicly available or otherwise no longer warrants confidential treatment, Atmos Energy will notify the Commission and have its confidential status removed, pursuant to 807 KAR 5:001 Section 13(10).

WHEREFORE, on the basis of the foregoing, Atmos Energy respectfully requests the Commission to enter an Order granting this Motion for Confidential Treatment and to so afford such protection from public disclosure to the unredacted copies of Confidential Information, which is filed herewith under seal, for the periods set forth herein.

This the 22<sup>nd</sup> day of September, 2025.

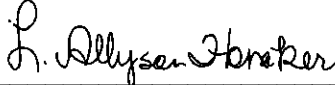
Respectfully submitted,

  
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**CERTIFICATE OF SERVICE**

This is to certify that the electronic filing has been transmitted to the Commission on September 22, 2025 and that there are currently no parties in this proceeding that the Commission has excused from participation by electronic means. Pursuant to prior Commission Orders no paper copies of this filing will be made.

  
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*Counsel, Atmos Energy Corporation*