

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF ATMOS	)	
ENERGY CORPORATION FOR CERTIFICATES	)	CASE NO.
OF PUBLIC CONVENIENCE AND NECESSITY	)	2026-00202
FOR PROJECTS TO BE INCLUDED IN THE	)	
PIPELINE MODERNIZATION RIDER	)	

MOTION FOR CONFIDENTIAL TREATMENT

Comes now Atmos Energy Corporation (“Atmos Energy or “the Company”), by and through counsel, pursuant to KRS 61.878, 807 KAR 5:001, Section 13 and other applicable law, and for its motion requesting that the Kentucky Public Service Commission (“Commission”) afford confidential treatment to certain information filed in its Application.

1. On July 31, 2026, Atmos Energy filed its Application for a Certificate of Public Convenience and Necessity (“CPCN”). Included in Exhibit 3 to the Application are maps of the proposed projects that Atmos Energy for which Atmos Energy is requesting confidential treatment. The information herein is collectively referred to as the “Confidential Information” for which protection is sought under KRS 61.878(1)(m). Disclosure of the Confidential Information would permit an unfair commercial advantage to third parties and present an unnecessary and unreasonable infringement upon Atmos Energy’s legitimate privacy concerns.

2. 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); *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 (Ky. 1995). As stated above, the public disclosure of the Confidential Information would 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. For these reasons, the Confidential Information satisfies both the statutory and common law standards for affording confidential treatment.

3. Exhibit 3 contains maps of the proposed distribution lines. If this information is disclosed, the information could be utilized to commit or further a criminal or terrorist act, disrupt critical public utility systems, and/or intimidate or coerce the civilian population. Disclosure of the Confidential Information could also result in the disruption of innumerable other infrastructure systems which relate to, or rely upon, the safe and reliable provision of utilities in the area. Moreover, the disclosure of the Confidential Information could have a reasonable likelihood of threatening the public safety. Put plainly, maintaining the confidentiality of the information in Exhibit 3 is necessary to protect the interests of Atmos Energy, its customers, and the region at large. This should be granted confidential protection pursuant to KRS 61.878(1)(m).

4. The Confidential Information consists of sensitive and proprietary information that is retained by Atmos Energy on a "need-to-know" basis. The Confidential Information is distributed within Atmos Energy only to those employees who must have access for business reasons and is generally recognized as confidential and proprietary in the energy industry.

5. Atmos Energy does not object to limited disclosure of the Confidential Information, pursuant to an acceptable confidentiality and nondisclosure agreement, to intervenors with a legitimate interest in reviewing same for the sole purpose of participating in this case. Atmos

Energy reserves the right to object to providing the Confidential Information to any intervenor if said provision could result in liability to Atmos Energy under any Confidentiality Agreement or Non-Disclosure Agreement.

6. In accordance with the provisions of 807 KAR 5:001, Section 13(2), Atmos Energy is filing separately under seal one (1) unredacted copy of Exhibit 3. These maps are not being highlighted because confidential treatment is being sought for the entirety of the documents. Atmos Energy noted in the public version of the filing the confidential responses.

7. In accordance with the provisions of 807 KAR 5:001, Section 13(2), Atmos Energy respectfully requests that the Confidential Information be withheld from public disclosure for an indefinite period.

8. 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 that the Commission classify and protect as confidential the Confidential Information described herein for an indefinite period.

This the 31st day of July 2026.

Respectfully submitted,

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CERTIFICATE OF SERVICE

This is to certify that the foregoing electronic filing was transmitted to the Commission on July 1, 2026, and that there are no parties that the Commission has excused from participation by electronic means in this proceeding. Pursuant to prior Commission Orders, no paper copies of this filing will be made.

Heather S. Temple

Counsel for Atmos Energy Corporation