COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF ATMOS ENERGY CORPORATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT GAS DISTRIBUTION LINES IN MUHLENBERG COUNTY KENTUCKY AND OTHER GENERAL RELIEF	))))))	**CASE NO. 2026-00294**

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 responses to Commission Staff's First Request for Information ("Staff's First Request").

1. On October 5, 2026, Atmos Energy filed its Application for a Certificate of Public Convenience and Necessity ("CPCN"). On October 23, 2026, Commission Staff issued its First Request for Information. Atmos Energy is filing its responses contemporaneously with this motion.

2. Atmos Energy's response to Staff's First Request, Item 1(b) contains the estimated costs of the project for which the CPCN is requested. The response to Staff's First Request, Item 1(e) contains the monthly customer usage for customer accounts. In the response to Staff's First Request, Item 9, Atmos Energy is providing a contract between Atmos Energy and Texas Gas Transmission, LLC ("Texas Gas"). The information herein is collectively referred to as the

"Confidential Information" for which protection is sought under KRS 61.878(1)(a) and KRS 61.878(1)(c)(1). 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.

3. 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. The disclosure of the customer information would be an unwarranted invasion of person privacy. 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.

4. The attachment provided in response to Staff's First Request, Item 1(a) contains Atmos Energy's estimate of the cost for the extension of service to customers. This includes items to be purchased and contractor costs. If this information were disclosed the contractors and vendors would know the amounts Atmos Energy has budgeted for the project and could change their prices accordingly. This would cause an unfair commercial advantage and should be granted protection pursuant to KRS 61.878(1)(c)(1).

5. In the response to Staff's First Request, Item 1(e) Atmos Energy is providing the monthly customer usage and bill amount for the last three (3) years. Atmos Energy is redacting

the customer names and addresses from the usage information. Atmos Energy believes this information should be granted confidential treatment pursuant to KRS 61.878(1)(a) and 807 KAR 5:001, Section 4(10). Providing the names and addresses of customers would be an unwarranted invasion of personal privacy.

6. In response to Staff's First Request, Item 9, Atmos Energy is providing a contract between Atmos Energy and Texas Gas. The contract has never been disclosed and is highly confidential. Disclosure of this information could cause irreparable harm to Atmos Energy's position in the marketplace and cause unfair advantage to other companies when Atmos Energy is negotiating contracts in the highly volatile gas commodity market. Atmos Energy believes this information should be granted confidential treatment pursuant to KRS 61.878(1)(c)(1).

7. 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.

8. 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.

9. 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 the Attachment provided in response to Staff's First Request Item 1(a) and the response to Staff's First Request Item 9 without highlights

because confidential treatment is being requested for the entirety of the documents. Atmos Energy is providing a copy of the attachment in response to Staff's First Request Item 1(e) with highlights. Atmos Energy noted in the public version of the filing the confidential responses.

10. 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.

11. 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 6th day of November 2026.

Respectfully submitted,

Heather Temple

L. Allyson Honaker
Heather S. Temple
Meredith L. Cave
HONAKER LAW OFFICE, PLLC
1795 Alysheba Way, Suite 1203
Lexington, Kentucky 40509
(859) 368-8803
allyson@hloky.com
heather@hloky.com
meredith@hloky.com

Counsel for Atmos Energy Corporation

CERTIFICATE OF SERVICE

This is to certify that the foregoing electronic filing was transmitted to the Commission on November 6, 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 Temple

Counsel for Atmos Energy Corporation