COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

ELECTRONIC APPLICATION OF ATMOS ENERGY CORPORATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO BID ON A FRANCHISE TO SERVE THE CITY OF HARRODSBURG, KENTUCKY	)))))	CASE NO. 2026-00307

APPLICATION

Comes now, Atmos Energy Corporation ("Atmos Energy" or "Company") by counsel, pursuant to KRS 278.020(4), 807 KAR 5:001, Section 15(1), 807 KAR 5:001 Section 14 and other applicable law, and hereby tenders its application for a certificate of public convenience and necessity ("CPCN") to apply for and obtain a franchise from the City of Harrodsburg, in Mercer County, Kentucky ("Harrodsburg"), to provide natural gas transmission and distribution services, respectfully states as follows:

1. Atmos Energy is a foreign corporation with its headquarters in Dallas, Texas and its Kentucky office in Owensboro, Kentucky. Atmos Energy states it is good standing to operate in Kentucky. Atmos Energy is a 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 Energy's Articles of Incorporation, together with all amendments thereto, are on file with the Commission in Case No. 2021-00214[1]. There have been no changes to the Articles of Incorporation since they were filed. Attached as **Exhibit A** is a Certification of Good Standing from the Kentucky Secretary of State.

[1] Case No. 2021-00214, *Electronic Application of Atmos Energy Corporation for an Adjustment of Rates* (filed June 30, 2021).

3. Atmos Energy states that its full name is Atmos Energy Corporation. Its mailing address is 3275 Highland Pointe Drive, Owensboro, Kentucky 42303 and its email address is mark.martin@atmosenergy.com. Atmos Energy's telephone number is (270) 685-8000 and its facsimile number is (270) 689-2076. Atmos Energy requests that the following be included on the service list for this proceeding:

Mark Martin – mark.martin@atmosenergy.com
Vice President-Rates and Regulatory Affairs for Kentucky/Mid-States Division

L. Allyson Honaker – allyson@hloky.com
Honaker Law Office, PLLC – Counsel for Atmos Energy

Heather S. Temple – heather@hloky.com
Honaker Law Office, PLLC – Counsel for Atmos Energy

Meredith Cave – meredith@hloky.com
Honaker Law Office, PLLC – Counsel for Atmos Energy

4. Harrodsburg is a municipal corporation situated in Mercer County, Kentucky and is in an area presently served by Atmos Energy. Atmos Energy has been the owner of a franchise operation of the natural gas system within Harrodsburg immediately prior to the sale of a new franchise. Atmos Energy currently serves Harrodsburg by and through a natural gas distribution system owned by the Company.

5. The Harrodsburg City Council passed an Ordinance setting forth the terms and requirements for a new natural gas franchise. A copy of the Ordinance is attached as **Exhibit B**. Harrodsburg directed that bids for the sale of a natural gas franchise be received on or before 3:00 p.m. on November 20, 2026. A copy of the public notice advertising the request for bids which was published in the *Harrodsburg Herald* on October 1, 2026 and the publisher's affidavit are attached as **Exhibit C**

6. As evidenced by the attached Ordinance, there is and will continue to

be, a demand and need for continued natural gas service for Harrodsburg.

WHEREFORE, Atmos Energy respectfully requests the Commission to enter a certificate of public convenience and necessity authorizing it to bid on the aforesaid natural gas franchise for Harrodsburg and, if it is awarded such franchise, to operate the natural gas distribution system pursuant to such franchise. Upon obtaining a franchise from the City, the Atmos Energy will file a true and correct copy of same with the Commission.

Respectfully submitted,

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Heather S. Temple
Meredith L. Cave
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Counsel for Atmos Energy Corporation

CERTIFICATE OF SERVICE

A true and accurate copy of the foregoing was filed electronically with the Commission on October 15, 2026 and there are no parties that have been excused from participating electronically. Pursuant to prior Commission orders, no paper copies of this filing will be made.

Counsel for Atmos Energy Corporation

EXHIBIT A
CERTIFICATE OF GOOD STANDING

Commonwealth of Kentucky
Michael G. Adams, Secretary of State

Michael G. Adams
Secretary of State
P. O. Box 718
Frankfort, KY 40602-0718
(502) 564-3490
http://www.sos.ky.gov

Certificate of Authorization

Authentication number: 373877
Visit https://web.sos.ky.gov/ftshow/certvalidate.aspx to authenticate this certificate.

I, Michael G. Adams, Secretary of State of the Commonwealth of Kentucky, do hereby certify that according to the records in the Office of the Secretary of State,

ATMOS ENERGY CORPORATION

, a corporation organized under the laws of the state of Texas, is authorized to transact business in the Commonwealth of Kentucky, and received the authority to transact business in Kentucky on December 14, 1987.

I further certify that all fees and penalties owed to the Secretary of State have been paid; that an application for certificate of withdrawal has not been filed; that the most recent annual report required by KRS 14A.6-010 has been delivered to the Secretary of State; and is therefore in good standing.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at Frankfort, Kentucky, this 20th day of July, 2026, in the 235th year of the Commonwealth.

Michael G. Adams
Secretary of State
Commonwealth of Kentucky
373877/0237484

EXHIBIT B
ORDINANCE

CITY OF HARRODSBURG
ORDINANCE 2026-20

An ordinance amending ordinance 2026-14

WHEREAS, the Board of Commissioners of the City of Harrodsburg desire to amend the following ordinance

NOW, THEREFORE, be it ordained by the City of Harrodsburg, Kentucky that the ordinance be amended as follows:

AN ORDINANCE OF THE CITY OF HARRODSBURG, KENTUCKY, PROVIDING FOR THE CREATION AND SALE OF A FRANCHISE FOR THE PRIVILIGE OF CONSTRUCTING, TRANSPORTING, OPERATING, MAINTAINING AND DISTRIBUTING NATURAL GAS ALONG AND UNDER PUBLIC RIGHT OF WAY WITHIN THE CITY OF HARRODSBURG, FOR A TERM OF TWENTY (20) YEARS IN CONSIDERATION FOR WHICH, THE SUCCESSFUL FRANCHISEE SHALL PAY TO THE CITY AN ANNUAL SUM EQUAL TO THREE PERCENT (3%) OF ITS REVENUES; AND FURTHER ESTABLISHING A BID PROCEDURE FOR THE AWARD OF SAID FRANCHISE TO THE SUCCESSFUL BIDDER.

WHEREAS, the existing natural gas franchise agreement between the City of Harrodsburg, Kentucky, and Atmos Energy [~~expires~~]-expired

on July 26, 2026, and,

WHEREAS, the City has determined that it is in the best interest of its citizens to create and offer for sale a new natural gas franchise.

BE IT ORDAINED BY THE CITY OF HARRODSBURG, KENTUCKY (hereinafter referred to as the "City") that the Mayor of the City, or such other person as the Mayor may designate, shall offer for sale, to the highest and best bidder, a non-exclusive franchise to enter upon, acquire, construct, operate, maintain and repair in the public right of way of the City, a gas

distribution system within the corporate boundaries of the City, subject to the provisions of the Franchise Agreement attached hereto and incorporated herein by reference.

The Mayor, or such other person as the Mayor may designate, shall, as soon as practicable after passage of this Ordinance, offer for sale, under sealed public bids, the franchise and privileges created herein. Such bids shall be in writing and shall be delivered to the Mayor or his designee, at City Hall, Harrodsburg, Kentucky, by 3:00 p.m. on [~~July 23~~]November 20, 2026 (the "Bid Deadline"). Advertisements for such bids shall be published in accordance with the requirements of KRS Chapter 424. All costs for such advertisements shall be borne by the successful Franchisee.

Sealed bids offered for the purchase of this franchise shall be publicly opened and read at 3:00 p.m. E.S.T. on [~~July 23~~]November 20, 2026. All bids shall state the bidder's acceptance of the terms and provisions set forth in the attached franchise agreement.

The Mayor shall present all written bids to the City of Harrodsburg at its first meeting scheduled after the Bid Deadline for the City's consideration and approval. The City reserves the right to accept any bid, to reject any and all bids received, to waive any irregularities or informalities in awarding the franchise and to accept what, in its opinion, is the best responsive and responsible bid. In the event all bids are rejected, the City reserves the right to direct by resolution or ordinance that the franchise created hereunder be offered again for sale until a satisfactory bid is received and approved.

The franchise created by this ordinance shall become effective when the franchise agreement is signed by the successful bidder and the City.

INTRODUCED AND PUBLICLY READ ON FIRST READING, this the [~~22nd~~]14th day of [~~June~~]September, 2026.

PUBLICLY READ AND FINALLY APPROVED ON SECOND READING, this the 28[~~13~~]th day of [~~July~~]September, 2026.

Bob Williams, Mayor, City of Harrodsburg

ATTEST:

City Clerk

EXHIBIT C
NEWSPAPER AND AFFIDAVIT

NOTARIZED PROOF OF PUBLICATION

STATE OF KENTUCKY

COUNTY OF MERCER

Before me, a Notary Public, in and for said County and State, this 1 day of October, 2024, Tami Davis, personally known to me, who being duly sworn, states as follows: That she is Advertising Manager of **The Harrodsburg Herald, Inc.,** Harrodsburg, Kentucky, and that said publication of date 10/1/24 (Date) carried the advertising of City of Harrodsburg, concerning a Public Notice, occupying the following space: 2x5 Natural gas franchise ordinance

Tami L Davis

(Signature)

(Notary Public)

My Commission Expires: 2/24/30- KYNP45633



Photo Submitted

Host Ribbon ercer County enter

Commerce recently the Mercer County uisville Road following es at the Blue Grass rship facility. The Ac- seniors in one section er County Head Start s at the center are ex- g with the Head Start ue multigenerational tion about program-



Photo Submitted

er Host Ribbon Grass Headstart

of Commerce recently r Blue Grass Community rcer County Head Start The ceremony marked vices within the facility, ad Start in one section y Activity Center for se- ared location brings two der one roof, with Activ- excited to welcome the ents to the building. For t programming, call 859-



Photo by Keith Rightmyer

Mercer Chamber Host Ribbon Cutting for Mama's Meadow Homestead Market

The Mercer Chamber of Commerce recently held a ribbon cutting for the grand opening of Mama's Meadow Homestead Market at 122 S. Main Street. The Market offers local farm products from S and V Farms, Gibbs Farms, Big Turtle Farms and Windy Acres including fresh milk, butter, eggs and meats. Pictured are Hemi DeMoss, Bob Truxall, Sharon Lovingood and Chris Reed.

NOTICE OF SALE OF GAS FRANCHISE

NOTICE IS HEREBY GIVEN that the City of Harrodsburg, Kentucky, will, on November 20, 2026, at 3:00 p.m. at City Hall, Harrodsburg, Kentucky, consider offers for sale to the highest and best bidder, plus all costs, including advertisings cost, a franchise as defined in Ordinance 2026-20 adopted by the City of Harrodsburg on September 28, 2026 the full text of which Ordinance, including the agreement containing the terms of the franchise, is available for inspection in the Office of the City Clerk, City Hall, Harrodsburg, Kentucky between the hours of 8:00 a.m. and 4:00 p.m., Monday through Friday

ORDINANCE 2026-20

AN ORDINANCE OF THE CITY OF HARRODSBURG, KENTUCKY, PROVIDING FOR THE CREATION AND SALE OF A FRANCHISE FOR THE PRIVILIGE OF CONSTRUCTING, TRANSPORTING, OPERATING, MAINTAINING AND DISTRIBUTING NATURAL GAS ALONG AND UNDER PUBLIC RIGHT OF WAY WITHIN THE CITY OF HARRODSBURG, FOR A TERM OF TWENTY (20) YEARS IN CONSIDERATION FOR WHICH, THE SUCCESSFUL FRANCHISEE SHALL PAY TO THE CITY AN ANNUAL SUM EQUAL TO THREE PERCENT (3%) OF ITS REVENUES; AND FURTHER ESTABLISHING A BID PROCEDURE FOR THE AWARD OF SAID FRANCHISE TO THE SUCCESSFUL BIDDER.

Sealed Bids are to be delivered to City Hall, 208 South Main Street, Harrodsburg, Kentucky, to be publicly opened and read at 3:00 p.m. E.S.T. on November 20, 2026.

The City of Harrodsburg 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 best responsive and responsible bid.