



Steven L. Beshear  
Governor

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

Charles R. Borders  
Commissioner

October 23, 2009

Mark R. Hutchinson  
611 Frederica Street  
Owensboro, Kentucky 42301

Re: Atmos Energy Corporation - Petition for Confidential Treatment received 6/29/09  
PSC Reference – Case No. 2009-00243

Dear Mr. Hutchinson:

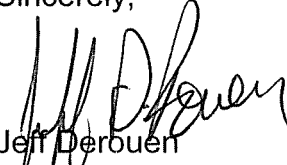
The Public Service Commission has received the Petition for Confidential Treatment you filed on June 29, 2009 on behalf of Atmos Energy Corporation to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as information contained in Atmos Energy Corporation's Gas Cost Adjustment for the period beginning May 1, 2009 through July 31, 2009, and described as Atmos' quarter correction factor and projected gas prices, more particularly Exhibit D, page 5 regarding actual price paid for natural gas to suppliers; and the "WACOG" schedule supporting Exhibit C, page 15 pertaining to price projection for purchase contracts. Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise Atmos Energy Corporation's competitive position in the industry and result in an unfair commercial advantage to its competitors.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information you seek to keep confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Atmos Energy Corporation's competitors. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of the Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

Mr. Hutchinson  
October 23, 2009  
Page 2

If the information becomes publicly available or no longer warrants confidential treatment, Atmos Energy Corporation is required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Sincerely,



Jeff Derbuen  
Executive Director

kg/

cc: Parties of Record