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February 15, 2010

Jeff Derouen
Executive Director
Public Service Commission
211 Sower Blvd.
Frankfort, KY 40601

RECEIVED

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PUBLIC SERVICE
COMMISSION

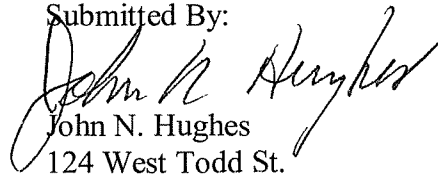
Re: Atmos Energy Corporation
Case No. 2009-00354

Dear Mr. Derouen:

Atmos Energy Corporation submits for filing the corrected sheet 37 of FR 10(1)(b)(8)a. A copy of this filing has been delivered to the Attorney General.

If you have any questions about this matter, please contact me.

Submitted By:



John N. Hughes
124 West Todd St.
Frankfort, KY 40601
Attorneys for Atmos Energy Corporation

Attachments

Present

FOR ENTIRE SERVICE AREA
P.S.C. NO. 1
Third Revised SHEET No. 37
Canceling
Second Revised SHEET No. 37

ATMOS ENERGY CORPORATION

PBR	
Experimental Performance Based Rate Mechanism (Continued)	
<u>ACSP</u>	
ACSP = Applicable Company Sharing Percentage. The ACSP shall be determined based on the PTAGSC.	
Where:	
PTAGSC = Percentage of Total Actual Gas Supply Costs. The PTAGSC shall be the TPBRR stated as a Percentage of Total Actual Gas Supply Costs and shall be calculated as follows:	
Where:	$PTAGSC = TPBRR / TAGSC$
TAGSC = Total Actual Gas Supply Costs. The TAGSC shall be calculated as follows:	
$TAGSC = TAAGCCBL + TAAGCCSL + TAATC$	
If the absolute value of the PTAGSC is less than or equal to 2.0%, then the ACSP of 30% shall be applied to TPBRR to determine CSPBR. If the absolute value of the PTAGSC is greater than 2.0%, then the ACSP of 30% shall be applied to the amount of TPBRR that is equal to 2.0% of TAGSC to determine a portion of CSPBR, and the ACSP of 50% shall be applied to the amount of TPBRR that is in excess of 2.0% of TAGSC to determine a portion of CSPBR. These two portions are added together to produce the total CSPBR.	
<u>BA</u>	
BA = Balance Adjustment. The BA is used to reconcile the difference between the amount of revenues billed or credited through the CSPBR and previous application of the BA and revenues which should have been billed or credited, as follows:	
1.	For the CSPBR, the balance adjustment amount will be the difference between the amount billed in a 12 month period from the application of the CSPBR and the actual amount used to establish the CSPBR for the period.
2.	For the BA, the balance adjustment amount will be the difference between the amount billed in a 12-month period from the application of the BA and the actual amount used to establish the BA for the period.
<u>Annual Reports</u>	
Atmos Energy shall file annual reports to the Kentucky Public Service Commission, describing activities and financial results under the PBR program. These reports shall be filed by August 31 of each calendar year, commencing in 2007.	
<u>Review</u>	
Within 90 days of the end of the fourth year of the five year extension, the Company will file an evaluation report on the results of the PBR mechanism for the first four years of the extension period. In that report and assessment, the Company will make any recommended modifications to the PBR mechanism. (T)	

ISSUED: October 29, 2009

(Issued by Authority of an Order of the Public Service Commission in Case No. 2005-00321 dated February 8, 2006).

ISSUED BY: Mark A. Martin - Vice President of Rates & Regulatory Affairs, Kentucky/Midstates Division

EFFECTIVE: December 1, 2009

ATMOS ENERGY CORPORATION

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FOR ENTIRE SERVICE AREA
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Canceling
Third Revised SHEET No. 37

Proposed