

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF ATMOS	)	
ENERGY CORPORATION FOR TO ESTABLISH	)	CASE NO.
PRP RIDER RATES FOR THE TWELVE MONTH	)	2024-00226
PERIOD BEGINNING OCTOBER 1, 2024	)	

ORDER

On July 31, 2024, Atmos Energy Corporation (Atmos) filed an application for approval of its Pipeline Replacement Program (PRP) Rider Rates for the 12-month period beginning October 1, 2024. Included in the Atmos application were proposed tariff sheets with the effective date of October 1, 2024. KRS 278.030 provides that a utility may collect fair, just and reasonable rates and that the service it provides must be adequate, efficient and reasonable. Having reviewed the proposed application and being otherwise sufficiently advised, the Commission finds that an investigation cannot be completed before October 1, 2024. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed PRP Rider Rates for one day until October 2, 2024, to give the Commission time to investigate the proposed PRP charges, and to allow Atmos to begin charging the proposed PRP Rider Rates, pending a final Order and subject to refund, on condition that it provides written notice to the Commission of its intention to do so as required by KRS 278.190(2).

The Commission directs Atmos to the Commission's July 22, 2021 Order in Case No. 2020-00085 in which the Commission mandated the use of electronic filing procedures listed in 807 KAR 5:001, Section 8. The Commission finds that electronic

filing procedures should be used, consistent with the filing procedures set forth in Case No. 2020-00085.<sup>1</sup>

IT IS THEREFORE ORDERED that:

1. Atmos's proposed PRP Rider Rates are suspended for one day, to October 2, 2024.

2. Atmos's proposed PRP Rider Rates may be placed in effect by Atmos on or after October 2, 2024, pending the final Order in this matter and subject to refund, provided Atmos files written notice to the Commission of its intention to do so as required by KRS 278.190(2).

3. If Atmos files notice of its intention to place the proposed PRP Rider Rates into effect after the end of the suspension period, Atmos shall maintain its records in such manner as will allow it, the Commission, or any customer to determine the amounts to be refunded and to whom in the event a refund is ordered upon final resolution of this matter.

4. Atmos shall respond to all requests for information propounded by Commission Staff as provided in those requests.

5. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding, which is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly

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<sup>1</sup> Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID 19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

complicating or disrupting the proceedings. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding the potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

6. Atmos shall give notice of any hearing in this matter in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of the hearing shall include the following statements: "This hearing will be streamed live and may be viewed on the PSC website, [psc.ky.gov](http://psc.ky.gov)" and "Public comments may be made at the beginning of the hearing. Those wishing to make oral public comments may do so by following the instructions listed on the PSC website, [psc.ky.gov](http://psc.ky.gov)." At the time publication is requested, Atmos shall forward a duplicate of the notice and request to the Commission.

7. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

8. Any hearing scheduled in this matter shall be held on the designated day or days and continued until called from the bench by the presiding officer. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing shall be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing.

9. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at any hearing scheduled in this matter.

10. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.


11. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of times with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

12. The Commission does not look favorably upon motions to excuse witnesses from testifying at Commission hearings. Accordingly, motions to excuse a witness from testifying at a Commission hearing or from testifying in person at a Commission hearing shall be made in writing and will be granted only upon a showing of good cause.

PUBLIC SERVICE COMMISSION

  
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Chairman

  
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Commissioner

  
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Commissioner



ATTEST:

  
\_\_\_\_\_  
Executive Director

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