

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF ATMOS)	
ENERGY CORPORATION TO ESTABLISH PRP)	CASE NO.
RIDER RATES FOR THE TWELVE MONTH)	2025-00246
PERIOD BEGINNING OCTOBER 1, 2025)	

ORDER

On July 31, 2025, Atmos Energy Corporation (Atmos) filed an application and tariff to revise its Pipeline Replacement Program (PRP) rates for the 12-month period beginning October 1, 2025, based on a forecasted test period ending September 30, 2026.

Based on a request made by Atmos in its most recent rate case,¹ Atmos's PRP rate was based on approximately \$48 million in plant additions in the 2026 PRP program year.² However, the final Order in Case No. 2024-00276, which was issued on August 11, 2025, approved and denied, in part, Atmos's request to eliminate or increase a \$30 million annual cap previously imposed on annual PRP capital spending by increasing the annual cap to \$40 million beginning in fiscal year (FY) 2026 without eliminating it.³ Thus, it will be necessary for Atmos to update its PRP filing to reflect the \$40 million cap that remains in place on its annual PRP spending. Additionally, on August 25, 2025, the Attorney

¹ See Case No. 2024-00276, *Electronic Application of Atmos Energy Corporation for an Adjustment of Rates; Approval of Tariff Revisions, and Other General Relief* (Ky. PSC Aug. 11, 2025), Order at 55–62.

² See Application, 2025-07-31 Atmos KY PRP Filing Model 2025-00246.xlsx (reflecting the PRP capital spending included in FY 2026).

³ Case No. 2024-00276 (Ky. PSC Aug. 11, 2025), Order at 55–62

General of the Commonwealth of Kentucky, through his Office of Rate Intervention (Attorney General), also requested to intervene in this matter, and has indicated a desire to comment on Atmos' PRP filings.⁴ The Attorney General was granted intervention in this matter on September 9, 2025 pursuant to KRS 367.150(8).

Pursuant to KRS 278.030, a utility may collect fair, just and reasonable rates. Because it is necessary for Atmos to file updated schedules in this matter to reflect the final Order in Case No. 2024-00276, and in order to allow an opportunity to the Attorney General to comment on those updated schedules and for Atmos to respond, the Commission finds that an investigation cannot be completed before October 1, 2025. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed Rider PRP charges for one day, until October 2, 2025, to give the Commission time to investigate the proposed PRP charges, and to allow Atmos to begin charging the proposed PRP rates, pending a final Order and subject to refund, if Atmos provides written notice to the Commission of its intention to implement the proposed rates as required by KRS 278.190(2).

However, the Commission intends for the review of this PRP filing to be completed as quickly and efficiently as possible, while affording the parties' due process. For that reason, the Commission finds that a short procedural schedule should be established to ensure the orderly review of Atmos's application. Specifically, the Commission finds that the procedural schedule should give Atmos an opportunity to update its schedules based on the final Order in Case No. 2024-00276 and provide other information necessary for the prompt review of this matter; allow the Attorney General to comment on Atmos's

⁴ Attorney General's Motion to Intervene (filed Aug. 25, 2025).

updated filings and allow Atmos to respond; allow an opportunity for questions, if necessary; and allow Atmos and the Attorney General an opportunity to request a hearing or to explain why the matter should be addressed on the written record, including, in their discretion, any explanation of why they believe that the written record is sufficient to support their positions. Thus, the Commission finds that Atmos should respond to the requests for information attached hereto in Appendix B on or before September 22, 2025, and that the procedural schedule attached in Appendix A to this Order should be followed.

The Commission directs Atmos to the Commission's July 22, 2021 Order in Case No. 2020-00085⁵ 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.

IT IS THEREFORE ORDERED that:

1. Atmos's proposed amendment to its PRP rates submitted in this matter are suspended for one day, until October 2, 2025.
2. Atmos's proposed amendment to its PRP rates may be placed in effect by Atmos on or after October 2, 2025, 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).

⁵ 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).

3. If Atmos files notice of its intention to place the proposed PRP charges into effect at 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. The procedural schedule attached as Appendix A to this Order shall be followed.


5. Atmos shall file its responses to the Commission Staff's First Request for Information included as Appendix B, on or before September 22, 2025. Atmos shall respond to all requests for information propounded by Commission Staff whether included in a procedural schedule or otherwise, as provided in those requests.

6. As set forth in 807 KAR 5:001, Section 4(11), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not otherwise adequately represented in the case, or (2) that intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly 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 that 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 a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

7. Any motion to intervene filed after the date established in the procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

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PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

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ATTEST:

 RP
Executive Director



APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2025-00246 DATED SEP 15 2025

Atmos shall file responses to the requests for information
attached as Appendix B to this Order no later than..... 09/23/2025

Requests for intervention shall be filed no later than 09/26/2025

Intervenor comments, if any, regarding Atmos's
PRP filings shall be filed no later than 10/06/2025

Atmos's comments, if any, in response to Intervenor
comments shall be filed no later than 10/10/2025

Initial requests for information to Atmos
shall be filed no later than 10/20/2025

Atmos shall file responses to
initial requests for information no later than..... 11/03/2025

Atmos or any Intervenor shall request either a
hearing or that the case be submitted for decision
based on the record no later than 11/07/2025

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2025-00246 DATED SEP 15 2025

COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO ATMOS ENERGY CORPORATION

Atmos Energy Corporation (Atmos), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on September 22, 2025. The Commission directs Atmos to the Commission's July 22, 2021 Order in Case No. 2020-00085⁶ regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Atmos shall make timely amendment to any prior response if Atmos obtains information that indicates the response was incorrect or incomplete when made or,

⁶ 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).

though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which Atmos fails or refuses to furnish all or part of the requested information, Atmos shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied and scanned material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, Atmos shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Refer to the Excel spreadsheet titled “2025-07-31 Atmos KY PRP Filing Model 2025-00246.xlsx” tendered on July 31, 2025 with Atmos’s PRP filing.

a. Provide an updated version of that Excel spreadsheet that reflects the \$40 million cap on annual PRP spending and any other changes, if any, needed to comply the final Order in Case No. 2025-00246.

b. For each of the projects listed in the Tab titled “Exhibit K-4,” explain whether the project is replacing bare steel or Aldyl-A pipes.

2. Provide the expected federal tax expense or loss, on a standalone basis, for Atmos’s operations for the fiscal year ending September 30, 2025, and the fiscal year ending September 30, 2026, including all revenue and expenses for regulated operations

but excluding operating losses carried forward or backward from other years, and provide all workpapers showing how the expected tax expense was calculated in each year in Excel spreadsheet format with all formulas, rows, and columns fully accessible and unprotected.

3. Refer to Atmos's response to Staff's First Request for Information in Case No. 2024-00226, Item 1, Staff_1-01_Att1 - 2024 TI.xlsx.⁷ If not provided in response to Item 2 of this request, provide an updated version of that spreadsheet that includes any historical months of the FY 2025 for which information is available.

⁷ Case No. 2024-00226, *Electronic Application of Atmos Energy Corporation to Establish PRP Rider Rates for the Twelve Month Period Beginning October 1, 2024* (filed Nov. 22, 2024), Atmos' Responses to Staff's First Request for Information, Item 1, Staff_1-01_Att1 - 2024 TI.xlsx.

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