

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 29<sup>th</sup> day of  
July, 2009.

In the Matter of Atmos Energy	)	
Corporation's 2008-2009 Purchased Gas	)	<b><u>File No. GR-2009-0417</u></b>
Adjustment and Actual Cost Adjustment	)	Tariff No. JG-2010-0027

**ORDER APPROVING REVISED ACA FACTOR AND GRANTING  
WAIVER OF TARIFF PROVISIONS**

Issue Date: July 29, 2009

Effective Date: August 1, 2009

On July 16, 2009, Atmos Energy Corporation filed a motion and accompanying tariff that would discontinue the Actual Cost Adjustment (ACA) factor for the Neelyville Purchased Gas Adjustment (PGA) rate district. In Atmos' last rate case, GR-2006-0387, the Commission authorized Atmos to consolidate its six PGA areas into four PGA areas. However, Atmos maintained separate ACA factors for the old districts until the ACA balances for those districts could be zeroed out. Atmos indicates the ACA balance for the Neelyville district will be in an under-recovered state by August 1. For that reason, Atmos asks the Commission to expeditiously approve its tariff to accomplish the elimination of the separate Neelyville district ACA factor. Atmos also asks the Commission to waive any provisions of Atmos' tariff that would preclude the filing of the tariff revision.

In response, the Commission directed its Staff to file a recommendation regarding Atmos' filing by July 23. The Commission also ordered any other party wishing to respond to Atmos' filing to do so no later than July 23. Staff filed its recommendation on July 23. No other party has filed a response.

Staff confirms that Atmos' ACA balance for the Neelyville district will be near zero at the end of July. By making the requested ACA change now, Atmos will avoid over-collection of these costs for its upcoming regular ACA filing in November 2009. Since Atmos has already filed an ACA factor during the last twelve months, Atmos will need a waiver of its tariff to allow it to make the additional ACA filing. Staff advises the Commission to grant the requested waiver.

Atmos' tariff and motion are reasonable, and are not opposed by any party. The Commission will grant the requested waiver and will approve the submitted tariff.

**THE COMMISSION ORDERS THAT:**

1. The proposed tariff sheet submitted under Tariff File No. JG-2010-0027 by Atmos Energy Corporation, is approved, effective on and after August 1, 2009. The specific tariff sheet approved is:

**P.S.C. Mo No. 2**

**7<sup>th</sup> Revised Sheet No. 44, Canceling 6<sup>th</sup> Revised Sheet No. 44**

2. Atmos Energy Corporation is granted a waiver from any provision of its tariff that would preclude the filing of the tariff change approved in the previous paragraph.

3. This order shall become effective August 1, 2009.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

(S E A L)

Clayton, Chm., Davis, Jarrett,  
and Gunn, CC., concur.

Woodruff, Deputy Chief Regulatory Law Judge