

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 30<sup>th</sup> day of  
September, 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-2010-0191

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

Issue Date: September 30, 2009

Effective Date: October 1, 2009

On September 15, 2009, Atmos Energy Corporation filed a motion and accompanying tariff that would discontinue the Actual Cost Adjustment (ACA) factor for the SEMO, NEMO, and Rich Hill/Hume Purchased Gas Adjustment (PGA) rate districts. That tariff carries an October 1 effective date. In Atmos' last rate case, GR-2006-0387, the Commission authorized Atmos to consolidate its six PGA areas into four PGA areas. However, with the Commission's approval, 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 SEMO and NEMO districts will be near zero by the end of September. By eliminating the separate ACA factors for those districts now, Atmos will be able to avoid an over-collection of costs for the upcoming regular ACA filing in November 2009. Atmos explains that it will be unable to refund all over collection to the Rich Hill/Hume customers before the November 2009 filing, but would like to discontinue the ACA factor for that district now and issue a one-time credit to its customers to zero out the balance for that district.

The Commission directed its Staff to file a recommendation regarding Atmos' motion and tariff by September 25. The Commission also ordered any other party wishing to respond to Atmos' filing to do so no later than September 25. Staff filed its recommendation on September 25. No other party has filed a response.

Staff confirms Atmos' representations regarding its ACA balances and advises the Commission to approve the submitted tariff. Since Atmos has already filed an ACA factor revision 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-2010-0191, by Atmos Energy Corporation, is approved, effective on and after October 1, 2009. The specific tariff sheet approved is:

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

**8<sup>th</sup> Revised Sheet No. 44, Canceling 7<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 October 1, 2009.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

(S E A L)

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

Woodruff, Deputy Chief Regulatory Law Judge