

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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 DIRECTING STAFF TO FILE RECOMMENDATION AND ESTABLISHING TIME FOR RESPONSE

Issue Date: July 16, 2009

Effective Date: July 16, 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 District. The Commission authorized the consolidation of the Neelyville District with other districts in Atmos' last rate case, GR-2006-0387, but Atmos held off doing so until the ACA balance for the Neelyville District could be zeroed out. Atmos indicates the ACA balance for the Neelyville District will be in an under-recovered state by August 1, 2009. For that reason, Atmos asks the Commission to expeditiously approve its tariff to accomplish the consolidation. Atmos also asks the Commission to waive any provisions of Atmos' tariff that would preclude the filing of the tariff.

If the Commission is to act on Atmos' motion and tariff at its July 29 agenda meeting, it will need to have a recommendation from its Staff by July 23. The Commission will also establish July 23 as the date for the filing of a recommendation by any other party wishing to do so.


### THE COMMISSION ORDERS THAT:

1. Staff shall file its recommendation regarding Atmos Energy Corporation's Motion for Waiver of Tariff Provisions and accompanying tariff no later than July 23, 2009.

2. Any other party wishing to respond to Atmos Energy Corporation's Motion for Waiver of Tariff Provisions and accompanying tariff shall do so no later than July 23, 2009.

3. This order shall become effective immediately upon issuance.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', is positioned above the printed name.

Colleen M. Dale  
Secretary

( S E A L )

Morris L. Woodruff, Deputy Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 16<sup>th</sup> day of July, 2009.