

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of Atmos Energy)
Corporation for a Variance and Waiver from the)
Provisions of 4 CSR 240-3.235..)

File No. GE-2009-0443

ORDER DIRECTING NOTICE AND ORDER DIRECTING FILING

Issue Date: June 23, 2009

Effective Date: June 23, 2009

On June 19, 2009, Atmos Energy Corporation filed a request for a variance or waiver from 4 CSR 240-3.235. That regulation requires Atmos to submit a depreciation study, database, and property unit catalog with the submission of its next general rate case. Atmos is anticipating filing its next general rate case by the end of 2009. Atmos requested that the Commission rule on its motion no later than July 31, 2009.

The Commission finds that notice and an opportunity for intervention should be given to the parties in Atmos's last general rate case, Case No. GR-2006-0387. In addition the Commission would be aided by a recommendation from its Staff. Therefore, the Commission shall set procedural deadlines as directed below.

THE COMMISSION ORDERS THAT:

1. The Data Center of this Commission shall send a copy of this order to each of the parties in Case No. GR-2006-0387.
2. Any person wishing to intervene in this matter shall file an application to do so no later than June 30, 2009. Such applications shall be filed with: Secretary, Missouri Public Service Commission, Post Office Box 360, Jefferson City, Missouri 65102.

3. The Staff of the Missouri Public Service Commission shall file its response and recommendation no later than July 8, 2009.

4. Any other response or reply to the Staff of the Missouri Public Service Commission's recommendation shall be filed no later than July 13, 2009.

5. This order shall become effective upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 23rd day of June, 2009.