

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

In the Matter of Atmos Energy Corporation's)	
Tariff Revisions Regarding its Energy)	Case No. GR-2009-0417
Conservation and Efficiency Program.)	

**STAFF'S RECOMMENDATION TO
APPROVE TARIFF FILING ON AN EXPEDITED BASIS**

COMES NOW the Staff of the Missouri Public Service Commission, and, files its recommendation in this Purchased Gas Adjustment case. In support thereof Staff states:

1. On October 15, 2009, Atmos Energy Corporation (Atmos or Company) of Owensboro, Kentucky, filed a tariff sheet requesting an effective date of November 1, 2009.

2. This tariff sheet was filed to reflect changes in the Atmos PGA factors as a result of estimated changes in the cost of natural gas for the upcoming winter heating season and changes in the ACA factor.

3. Atmos requests that the tariff sheets go into effect on November 1, 2009.

4. Staff recommends the tariff sheets may go into effect on an interim subject to refund basis only.

5. Case No. GR-2009-0417, under which these changes were filed, was established to track the Company's PGA factors to be reviewed in its 2008-2009 ACA filing. Case Nos. GR-2007-0403 and GR-2008-0364 were established to track the Company's PGA factors to be reviewed in its 2006-2007 and 2007-2008 ACA filings respectively. This rate change should be on an interim, subject to refund status pending final Commission decisions in ACA Case Nos. GR-2008-0364, GR-2007-0403 and GR-2009-0417.

6. Due to the limited time available to review the documentation supporting the ACA factor represented in this filing, the Procurement Analysis Department (PAD) has requested permission to submit its results and recommendations regarding the information included in this ACA filing to the Commission on or before December 31, 2010.

7. Staff has verified that this company has filed its annual report and is not delinquent on any assessment. Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

WHEREFORE based on the reasons stated in the attached Staff recommendation, Staff recommends the tariff sheets may be approved to become effective on or before November 1, 2009 on an interim subject to refund basis only.

Respectfully submitted,

/s/ Lera L. Shemwell

Lera L. Shemwell
Deputy General Counsel
Missouri Bar No. 43792

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-7431 (Telephone)
(573) 751-9285 (Fax)
lera.shemwell@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 23rd day of October 2009.

/s/ Lera L. Shemwell