

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

In the Matter of Atmos Energy Corporation's)
Tariff Revision Designed to Consolidate Rates)
and Implement a General Rate Increase for)
Natural Gas Service in the Missouri Service)
Area of the Company.)
)

Case No. GR-2006-0387

**JOINT LIST OF ISSUES, LIST OF WITNESSES AND ORDER OF
CROSS-EXAMINATION**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and, on the behalf of the parties to this case, states:

1. On June 2, 2006, the Commission issued its *Order Concerning Test Year And True-Up And Adopting Procedural Schedule With Modifications* (Order) directing, among other things, that the “Staff shall be responsible for actually drafting and filing the list of issues and the other parties shall cooperate with Staff in the development thereof.” This Order also directed the parties to file a list of witnesses to appear on each day of the hearing and the order in which they shall be called, in addition to an order of cross-examination. The *Second Order Granting Motion To Extend Filing Date* re-set the filing date no later than October 24, 2006.

2. Accordingly, the Staff filed, on behalf of the parties, an *Initial Joint List Of Issues; List of Witnesses And Order of Cross-Examination*. Staff noted to the Commission that the parties continue to engage in productive settlement discussions regarding the issues of this case, and that the parties anticipate modifying the initial list of issues, witnesses and order of cross-examination as each party’s positions on these issues become clearer after filing of rebuttal testimony on October 27th. Because the parties were unable, at that time, to provide a complete

list of witnesses, the parties committed to provide the Commission with a supplemented list and order of witnesses after the filing of rebuttal testimony.

List of Issues, Witnesses, and Order of Witnesses

1. What is the appropriate revenue requirement?
 - a. What is the appropriate level of expense?
 - b. What is the appropriate rate of return / return on equity?
 - c. What is the appropriate level of revenue excess / deficiency?

Atmos witness: Dr. Donald Murry / Pat Childers

Staff witnesses: Matt Barnes / Steve Rackers

OPC witness: Barb Meisenheimer / Russ Trippensee
2. What is the appropriate treatment of depreciation and should depreciation expense be reduced by a depreciation reserve amortization?

Atmos witness: Jim Cagle

Staff witness: Guy Gilbert

OPC witness: Russ Trippensee
3. What is the appropriate rate design?
 - a. What is the appropriate rate structure for residential, small, and medium general service?
 - b. What is the appropriate structure for the small general service rate (including the medium general service rate if the small general service class is split)?

Atmos witness: Gary Smith

Staff witnesses: Anne Ross

OPC witness: Barb Meisenheimer

4. What are the appropriate miscellaneous charges (activation charges for connection, reconnection, and transfer; late payment, NSF, and seasonal reconnection)?

Atmos witness: Mike Ellis

Staff witness: Mike Ensrud

OPC witness: Barb Meisenheimer

5. Should the Company's districts be consolidated for purposes of setting margin non-gas rates in this case??

Atmos witnesses: Pat Childers

Staff witness: Anne Ross

OPC witness: Barb Meisenheimer

6. Should the Company's PGA tariffs be consolidated for purposes of setting gas rates in this case?

Atmos witness: Pat Childers

Staff witness: Tom Imhoff

OPC witness: Barb Meisenheimer

7. Other Tariff Issues:

- a. Should a cash-out policy be implemented?
- b. Should the Commission allow third party administered pools for cash-outs?
- c. What is the appropriate level of lost and unaccounted gas?
- d. Should the Commission approve an Economic Development Rider?
- e. Should the mains extension policy and the determination of amounts to be charged be changed in this case?

Atmos witness: Bob Kerley
Staff witness: Mike Ensrud
OPC witness: Barb Meisenheimer

Resolved Issues

1. Billing Determinants
2. Research and Development Rider
3. Noranda (all issues)
4. Class share of revenue by district
5. Uncollectables in the PGA
6. Customer Service Issues
7. Class Cost of Service

Order of Cross-Examination

Atmos Energy Corporation Witnesses: Staff, Hannibal Regional Hospital, Noranda, OPC
Staff Witnesses: Atmos, Hannibal Regional Hospital, Noranda, OPC
Hannibal Regional Hospital (no witnesses)
Noranda (no witnesses)
OPC Witnesses: Hannibal Regional Hospital, Noranda, Atmos, Staff

Hearing Order of Issues and Witnesses

Wednesday, November 29, 2006, 8:30am in Room 310

Entries of Appearance
Mark Exhibits
Motions, Outstanding Matters
Opening Statements
Atmos
Staff
Public Counsel
Noranda
Hannibal Regional Hospital

Revenue Requirement / Rate of Return / Return on Equity
Depreciation
Rate Design

Thursday, November 30, 2006, 8.30am in Room 310

Miscellaneous Charges
PGA Consolidation / District Consolidation
Other Tariff Issues

Monday, December 4, 2006, 10:00am in Room 310

(Hearing carry-over if necessary)

WHEREFORE, the Staff, filing on behalf of the parties to this case and consistent with the Commission's previous orders, submits this *Joint List of Issues; List of Witnesses and Order of Cross Examination* as indicated above.

Respectfully submitted,

/s/ Robert S. Berlin

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 14th day of November 2006.

/s/ Robert S. Berlin