

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

In the Matter of the Joint Application of Atmos Energy        )  
Corporation and Liberty Energy (Midstates) Corp. for        )  
Authority to Sell Certain Missouri Assets to Liberty        )        **File No. GM-2012-0037**  
Energy (Midstates) Corp. and, in Connection Therewith,    )  
Certain Other Related Transactions.                                )

**MOTION TO EXTEND TARIFF FILING DATE**

COMES NOW Liberty Energy (Midstates) Corp. (“Liberty-Midstates”), pursuant to Missouri Public Service Commission (“Commission”) Rule 4 CSR 240-2.050(3)(A), and for its Motion To Extend Tariff Filing Date respectfully states as follows:

1. By its Order Approving Unanimous Stipulation And Agreement (“Order”) issued March 14, 2012, and effective March 24, 2012, in the above-captioned matter, the Commission ordered, *inter alia*, that “[t]he terms of the Unanimous Stipulation and Agreement are just and reasonable, and the Commission orders that the signatories shall be bound by and comply with the terms of the Unanimous Stipulation and Agreement.” (Order, page 5).

2. Paragraph 15 of said Unanimous Stipulation and Agreement is titled “Gas Supply and Hedging Plans,” and subparagraph (h) therein addresses certain transportation charges and provides in part: “Liberty-Midstates shall file a compliance tariff incorporating the provisions of this paragraph (15.h) within 30 days of the effective date of approval of this Stipulation and Agreement.” Accordingly, such compliance tariff filing would be due this date, April 23, 2012.

3. Paragraph 9 of the Unanimous Stipulation and Agreement (“Tariffs”) provides that Liberty-Midstates shall formally adopt in whole Atmos’ tariffs verbatim upon the closing of the transaction. However, such closing has not occurred. As a result, Liberty-Midstates has not adopted Atmos’ tariffs and, therefore, has no tariffs approved by the Commission at this time.

4. Whereas the transaction has not yet closed, Liberty-Midstates respectfully requests that the deadline for filing the above-referenced compliance tariff required by Paragraph 15(h) of the Unanimous Stipulation and Agreement be extended to the closing date of the transaction.

5. Liberty-Midstates has discussed the filing of this Motion with counsel for all parties to this proceeding, and is authorized to state that no party objects to the granting of the relief requested herein

WHEREFORE, Liberty Energy (Midstates) Corp. respectfully requests that the Commission extend the deadline for filing the compliance tariff referenced in Paragraph 15(h) of the Unanimous Stipulation and Agreement until the closing of the transaction, and for such other and further relief as may be appropriate in the circumstances.

Respectfully submitted,

/s/ Larry W. Dority  
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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been emailed, mailed or hand-delivered this 23<sup>rd</sup> day of April, 2012, to counsel for all parties of record in this matter.

/s/ Larry W. Dority

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Larry W. Dority