

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
November 8, 1999**

CASE NO: GM-2000-312

Office of the Public Counsel

P.O. Box 7800
Jefferson City, MO 65102

Gary W. Duffy

Brydon, Swearingen, & England, P. C.
P. O. Box 456
Jefferson City, MO 65102

General Counsel

Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

James M. Fischer

Attorney at Law
101 West McCarty Street, Suite 215
Jefferson City, MO 65101

Enclosed find certified copy of an ORDER AND NOTICE in the above-numbered case(s).

Sincerely,



**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

Uncertified Copy:

**To the mayors of all municipalities and county commissions located within the service areas of ANG, United Cities Gas Company and Greeley Gas Company.
To all gas companies regulated by the Commission.**

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Joint Application of)	
Atmos Energy Corporation and Arkansas)	
Western Gas Company, d/b/a Associated)	
Natural Gas Company, for an Order)	
Authorizing the Sale and Transfer of)	
Certain Assets of Associated Natural Gas)	
Company Located in Missouri to Atmos)	<u>Case No. GM-2000-312</u>
Energy Corporation and Either Authorizing)	
the Transfer of Existing Certificates of)	
Public Convenience and Necessity or)	
Granting a New Certificate of Public)	
Convenience and Necessity to Atmos Energy)	
Corporation in Conjunction with Same.)	

ORDER AND NOTICE

On November 2, 1999, Atmos Energy Corporation (Atmos) and Arkansas Western Gas Company, d/b/a Associated Natural Gas Company (ANG), filed a joint application with the Commission for authority for ANG to sell and transfer to Atmos all of the assets of ANG located in Missouri. Atmos also seeks a certificate of public convenience and necessity authorizing it to provide gas service in the service areas currently served by ANG. Atmos currently provides natural gas service in Missouri through its divisions, United Cities Gas Company and Greeley Gas Company. If the proposed sale is approved, Atmos will include the service areas presently served by ANG as a part of its United Cities Gas Company division.

Proper parties should be given notice and an opportunity to intervene in this matter. The Records Department of the Commission shall

send a copy of this order to the mayors of all municipalities and county commissions located within the service areas of ANG, United Cities Gas Company and Greeley Gas Company. The Information Officer of the Commission shall send notice of this application to the members of the General Assembly who represent each county located within the service areas of ANG, United Cities Gas Company and Greeley Gas Company, and to the newspapers that serve each county within the service areas of ANG, United Cities Gas Company and Greeley Gas Company, as listed in the newspaper directory of the current Official Manual of the State of Missouri. In addition, the Records Department of the Commission shall send notice to all gas companies regulated by the Commission.

Proper persons wishing to intervene shall file an application to intervene with the Secretary of the Missouri Public Service Commission. Copies of the application to intervene should be sent to the parties listed below.

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party is granted intervention and neither the Commission's Staff nor the Office of the Public Counsel requests a hearing, the Commission may determine that a hearing is not necessary and that the Applicant may submit its evidence in support of the application by verified statement. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989).

IT IS THEREFORE ORDERED:

1. That the Information Office and the Records Department of the Missouri Public Service Commission shall provide notice as set out herein.

2. That any interested person wishing to intervene in this case shall file an application on or before November 29, 1999 with:

Secretary of the Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

and copies shall be served upon the following persons:

Gary W. Duffy
Brydon, Swearngen & England P.C.
P.O. Box 456
Jefferson City, Missouri 65102-0456

Attorney for Arkansas Western Gas Company, d/b/a Associated
Natural Gas Company

James M. Fischer
Attorney at Law
101 West McCarty Street, Suite 215
Jefferson City, Missouri 65101

Attorney for Atmos Energy Corporation

and

Office of the Public Counsel
P.O. Box 7800
Jefferson City, Missouri 65102

3. That this order shall become effective on November 18, 1999.

BY THE COMMISSION

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive style with a large initial "D".

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Morris L. Woodruff, Regulatory
Law Judge, by delegation of
authority pursuant to 4 CSR
240-2.120(1), (November 30, 1995)
and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 8th day of November, 1999.

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

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson
City, Missouri, this 08th day of November 1999.

Dale Hardy Roberts

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

