

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION**

IN THE MATTER OF:

Application of Atmos Energy Corporation    )  
for an Adjustment of Rates                    ) Case No. 2015-00343  
and Tariff Modifications                        )

**RESPONSE TO ATTORNEY GENERAL**

Atmos Energy Corporation (Atmos Energy), by counsel, submits its response to the Attorney General. The purpose of the notice is to provide customers sufficient information to determine the nature and amount of the impact of proposed rates on their monthly utility bill. In this case notice was provided, but an adjustment related to a specific tariff provision for recovery of a R&D expense was omitted. That adjustment amounts to **\$0.84 per year** for an average residential customer. Notice of the tariff change was included in the notice, only the calculation of the additional \$0.84 was omitted. With the average monthly residential bill being approximately \$52.00, it is difficult to believe that \$0.07 per month would affect a customer's decision to intervene or otherwise protest the rate application. This minor omission hardly necessitates the cost of \$107, 371.21 for republication. (Copy of the invoice attached)

The Attorney General has intervened on behalf of the residential customers. As a general proposition, those individual customers are not allowed to intervene unless there is a special interest not represented by the Attorney General. The discrepancy in the actual and noticed rates does not afford any individual an additional basis to attempt to intervene or create any special situation that would substantiate intervention. Thus, republishing the notice serves no purpose as

far as the opportunity to seek intervention by individual customers.

The Attorney General's suggestion to republish using email addresses undermines his argument for republication. Not all customers have email and Atmos does not have the email address for all of those that do. Any effort to notify by that method would fall short of covering all customers. That limited notice would itself require a deviation from the regulation. If the Attorney General believes such partial notice is adequate, surely the previously published notice to all customers, albeit with a minor error, should be sufficient.

As the Kentucky Supreme Court has said: "Substantial compliance in regard to publication requirements has been authorized. The purpose of the statute is to allow the public an ample opportunity to become sufficiently informed on the public question involved." Conrad v. Lexington-Fayette Urban County Government, 659 S.W.2d 190, 195 (Ky. 1983).

Atmos Energy believes that it has substantially complied with the substantive requirements of the regulations moves for an order finding good cause for the deviations, that the published notice be accepted, that the application be deemed in substantial compliance with all filing requirements and that the case be docketed for review.

Submitted by:

Mark R. Hutchinson  
Wilson, Hutchinson, & Littlepage  
611 Frederica St.  
Owensboro, KY 42303  
270 926 5011  
Fax: 270-926-9394  
Randy@whplawfirm.com

*John N. Hughes*

John N. Hughes  
124 West Todd Street  
Frankfort, KY 40601  
502 227 7270  
jnhughes@johnnhughespsc.com

Attorneys for Atmos Energy  
Corporation



# KENTUCKY PRESS SERVICE

101 CONSUMER LANE  
 FRANKFORT, KY 40601-  
 Voice (502) 223-8821 Fax (502) 875-2624

Wednesday, November 18, 2015 11:40 AM

## Advertising Quote

**Order** 15122AAO  
**Contact** KAY COOMES  
**Agency** ATMOS ENERGY  
 3275 Highland Pointe Drive  
 Owensboro, KY 42303-

**Client Name** Atmos Energy

**PO Number**

**Position** CLASSIFIED DISPLAY/PUBLIC NOTICE

**Sales Rep 1** Teresa Revlett

**Copy** WEB PAGE

**Sales Rep 2**

**Newspaper**

Run Date	Ad Size	Rate Name	Ad Rate	Total	Circulation
	Physical Ad Size	Color Rate Name	Color Rate		
<b>BOWLING GREEN DAILY NEWS</b>					
<b>Publ. Day:</b> Su,M,Tu,W,Th,F,Sa			<b># Columns:</b> 9	<b>Page Depth:</b> 21.0000	
11/22/2015	6 X 21 (6.559" X 21")	CLDIS	\$44.89	\$5,656.14	22,147
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/29/2015	6 X 21 (6.559" X 21")	CLDIS	\$44.89	\$5,656.14	22,147
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/06/2015	6 X 21 (6.559" X 21")	CLDIS	\$44.89	\$5,656.14	22,147
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>CAMPBELLSVILLE CENTRAL KY NEWS</b>					
<b>Publ. Day:</b> M,Th			<b># Columns:</b> 8	<b>Page Depth:</b> 21.5000	
<b>JOURNAL</b>					
11/23/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$12.02	\$1,550.58	3,529
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/30/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$12.02	\$1,550.58	3,529
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/07/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$12.02	\$1,550.58	3,529
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>GLASGOW DAILY TIMES</b>					
<b>Publ. Day:</b> Tu,W,Th,F,Sa			<b># Columns:</b> 8	<b>Page Depth:</b> 21.0000	
11/21/2015	6 X 21 (7.381" X 21")	CLDIS	\$11.00	\$1,386.00	5,545
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/28/2015	6 X 21 (7.381" X 21")	CLDIS	\$11.00	\$1,386.00	5,545
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/05/2015	6 X 21 (7.381" X 21")	CLDIS	\$11.00	\$1,386.00	5,545
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					

RATES GUARANTEED FOR 30 DAYS ONLY FROM ORIGINATION DATE.



# KENTUCKY PRESS SERVICE

101 CONSUMER LANE  
 FRANKFORT, KY 40601-  
 Voice (502) 223-8821 Fax (502) 875-2624

Wednesday, November 18, 2015 11:40 AM

## Advertising Quote

**Order** 15122AA0  
**Contact** KAY COOMES  
**Agency** ATMOS ENERGY  
 3275 Highland Pointe Drive  
 Owensboro, KY 42303-

**Client Name** Atmos Energy

**PO Number**

**Position** CLASSIFIED DISPLAY/PUBLIC NOTICE

**Sales Rep 1** Teresa Revlett

**Copy** WEB PAGE

**Sales Rep 2**

**Newspaper**

Run Date	Ad Size	Rate Name	Ad Rate	Total	Circulation
	Physical Ad Size	Color Rate Name	Color Rate		
<b>GREENSBURG RECORD-HERALD</b>					
<b>Publ. Day: W</b>					
<b># Columns: 8</b>					
<b>Page Depth: 21.5000</b>					
11/25/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$13.40	\$1,728.60	3,273
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/02/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$13.40	\$1,728.60	3,273
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/09/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$13.40	\$1,728.60	3,273
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>HOPKINSVILLE KENTUCKY NEW ERA</b>					
<b>Publ. Day: M,W,Th,F,Sa</b>					
<b># Columns: 9</b>					
<b>Page Depth: 21.5000</b>					
11/21/2015	6 X 21.5 (6.88" X 21.5")	CLDIS	\$25.33	\$3,267.57	7,478
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/28/2015	6 X 21.5 (6.88" X 21.5")	CLDIS	\$25.33	\$3,267.57	7,478
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/05/2015	6 X 21.5 (6.88" X 21.5")	CLDIS	\$25.33	\$3,267.57	7,478
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>LAWRENCEBURG ANDERSON NEWS</b>					
<b>Publ. Day: W</b>					
<b># Columns: 8</b>					
<b>Page Depth: 21.5000</b>					
11/25/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$9.00	\$1,161.00	3,763
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/02/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$9.00	\$1,161.00	3,763
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/09/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$9.00	\$1,161.00	3,763
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					

RATES GUARANTEED FOR 30 DAYS ONLY FROM ORIGINATION DATE.



# KENTUCKY PRESS SERVICE

101 CONSUMER LANE  
 FRANKFORT, KY 40601-  
 Voice (502) 223-8821 Fax (502) 875-2624

Wednesday, November 18, 2015 11:40 AM

## Advertising Quote

**Order** 15122AA0  
**Contact** KAY COOMES  
**Agency** ATMOS ENERGY  
 3275 Highland Pointe Drive  
 Owensboro, KY 42303-

**Client Name** Atmos Energy

**PO Number**

**Position** CLASSIFIED DISPLAY/PUBLIC NOTICE

**Sales Rep 1** Teresa Revlett

**Copy** WEB PAGE

**Sales Rep 2**

**Newspaper**

Run Date	Ad Size	Rate Name	Ad Rate	Total	Circulation
	Physical Ad Size	Color Rate Name	Color Rate		
<b>MADISONVILLE MESSENGER</b>					
<b>Publ. Day:</b> Su,Tu,W,Th,F,Sa			<b># Columns:</b> 7	<b>Page Depth:</b> 21.0000	
11/22/2015	5 X 21 (7.375" X 21")	CLDIS	\$19.67	\$2,065.35	6,902
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/29/2015	5 X 21 (7.375" X 21")	CLDIS	\$19.67	\$2,065.35	6,902
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/06/2015	5 X 21 (7.375" X 21")	CLDIS	\$19.67	\$2,065.35	6,902
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>MAYFIELD MESSENGER</b>					
<b>Publ. Day:</b> M,Tu,W,Th,F			<b># Columns:</b> 9	<b>Page Depth:</b> 21.5000	
11/23/2015	7 X 21 (7.4583" X 21")	CLDIS	\$8.22	\$1,208.34	3,715
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/30/2015	7 X 21 (7.4583" X 21")	CLDIS	\$8.22	\$1,208.34	3,715
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/07/2015	7 X 21 (7.4583" X 21")	CLDIS	\$8.22	\$1,208.34	3,715
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>OWENSBORO MESSENGER-INQUIRER</b>					
<b>Publ. Day:</b> Su,M,Tu,W,Th,F,Sa			<b># Columns:</b> 7	<b>Page Depth:</b> 21.0000	
11/22/2015	5 X 21 (7.375" X 21")	CLDIS	\$44.28	\$4,649.40	26,754
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/29/2015	5 X 21 (7.375" X 21")	CLDIS	\$44.28	\$4,649.40	26,754
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/06/2015	5 X 21 (7.375" X 21")	CLDIS	\$44.28	\$4,649.40	26,754
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					

RATES GUARANTEED FOR 30 DAYS ONLY FROM ORIGINATION DATE.



# KENTUCKY PRESS SERVICE

101 CONSUMER LANE  
 FRANKFORT, KY 40601-  
 Voice (502) 223-8821 Fax (502) 875-2624

Wednesday, November 18, 2015 11:40 AM

## Advertising Quote

**Order** 15122AA0  
**Contact** KAY COOMES  
**Agency** ATMOS ENERGY  
 3275 Highland Pointe Drive  
 Owensboro, KY 42303-

**Client Name** Atmos Energy

**PO Number**

**Position** CLASSIFIED DISPLAY/PUBLIC NOTICE

**Sales Rep 1** Teresa Revlett

**Copy** WEB PAGE

**Sales Rep 2**

**Newspaper**

Run Date	Ad Size	Rate Name	Ad Rate	Total	Circulation
	Physical Ad Size	Color Rate Name	Color Rate		
<b>PADUCAH SUN</b>					
<b>Publ. Day:</b> Su,M,Tu,W,Th,F,Sa			<b># Columns:</b> 9	<b>Page Depth:</b> 19.7130	
11/22/2015	7 X 19.713 (7.4583" X 19.713")	CLDIS	\$57.26	\$7,901.36	18,000
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/29/2015	7 X 19.713 (7.4583" X 19.713")	CLDIS	\$57.26	\$7,901.36	18,000
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/06/2015	7 X 19.713 (7.4583" X 19.713")	CLDIS	\$57.26	\$7,901.36	18,000
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>PRINCETON TIMES LEADER</b>					
<b>Publ. Day:</b> W,Sa			<b># Columns:</b> 9	<b>Page Depth:</b> 21.5000	
11/25/2015	6 X 21.5 (6.8822" X 21.5")	CLDIS	\$6.00	\$774.00	4,111
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/02/2015	6 X 21.5 (6.8822" X 21.5")	CLDIS	\$6.00	\$774.00	4,111
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/09/2015	6 X 21.5 (6.8822" X 21.5")	CLDIS	\$6.00	\$774.00	4,111
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>RUSSELLVILLE NEWS DEMOCRAT &amp; LEADER</b>					
<b>Publ. Day:</b> Tu,F			<b># Columns:</b> 6	<b>Page Depth:</b> 21.5000	
11/24/2015	4 X 21.5 (6.68" X 21.5")	CLDIS	\$11.72	\$1,007.92	2,950
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/01/2015	4 X 21.5 (6.68" X 21.5")	CLDIS	\$11.72	\$1,007.92	2,950
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/08/2015	4 X 21.5 (6.68" X 21.5")	CLDIS	\$11.72	\$1,007.92	2,950
			\$0.00		
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					

RATES GUARANTEED FOR 30 DAYS ONLY FROM ORIGINATION DATE.



# KENTUCKY PRESS SERVICE

101 CONSUMER LANE  
 FRANKFORT, KY 40601-  
 Voice (502) 223-8821 Fax (502) 875-2624

Wednesday, November 18, 2015 11:40 AM

## Advertising Quote

**Order** 15122AA0  
**Contact** KAY COOMES  
**Agency** ATMOS ENERGY  
 3275 Highland Pointe Drive  
 Owensboro, KY 42303-

**Client Name** Atmos Energy

**PO Number**

**Position** CLASSIFIED DISPLAY/PUBLIC NOTICE

**Sales Rep 1** Teresa Revlett

**Copy** WEB PAGE

**Sales Rep 2**

**Newspaper**

Run Date	Ad Size	Rate Name	Ad Rate	Total	Circulation
	Physical Ad Size	Color Rate Name	Color Rate		
<b>SHELBYVILLE SENTINEL-NEWS</b>					
		<b>Publ. Day:</b> W,F	<b># Columns:</b> 8	<b>Page Depth:</b> 21.5000	
11/25/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$13.05 \$0.00	\$1,683.45	5,553
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/02/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$13.05 \$0.00	\$1,683.45	5,553
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/09/2015	6 X 21.5 (7.39" X 21.5")	CLDIS	\$13.05 \$0.00	\$1,683.45	5,553
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
<b>THE ADVOCATE-MESSENGER</b>					
		<b>Publ. Day:</b> Su,M,Tu,W,Th,F	<b># Columns:</b> 6	<b>Page Depth:</b> 21.5000	
11/22/2015	4 X 21.5 (6.957" X 21.5")	CLDIS	\$21.90 \$0.00	\$1,883.40	8,250
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
11/29/2015	4 X 21 (6.957" X 21")	CLDIS	\$21.90 \$0.00	\$1,839.60	8,250
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					
12/07/2015	4 X 21.5 (6.957" X 21.5")	CLDIS	\$17.78 \$0.00	\$1,529.08	5,363
Caption: Notice of Proposed Changes in Gas Tariffs Which Will Result in Increased Charges					

<b>Number of Newspapers</b>	14	<b>Totals</b>	\$107,371.21	363,023
		<b>Discounts</b>	\$0.00	
		<b>Tax: USA</b>	\$0.00	
		<b>Total Misc.</b>	\$0.00	
		<b>Net</b>	\$107,371.21	

Thank you!

Teresa Revlett  
 502-227-7992 Direct Line  
 502-226-7268 CELL  
 502-875-2624 FAX

RATES GUARANTEED FOR 30 DAYS ONLY FROM ORIGINATION DATE.