

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Susan K. Duffy, Chair
Shari Feist Albrecht
Dwight D. Keen

In the Matter of the Application of Atmos)
Energy Corporation for Adjustment of its) Docket No. 19-ATMG-525-RTS
Natural Gas Rates in the State of Kansas)

ORDER GRANTING MOTION TO FILE LATE-FILED EXHIBIT

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1. On June 28, 2019, Atmos Energy Corporation (Atmos) initiated this proceeding by filing an Application to make changes to its charges for natural gas service.
2. An evidentiary hearing on the matter was held from December 10, 2019 through December 12, 2019.¹
3. On Feb. 5, 2020, Atmos filed a Motion to File Late-Filed Exhibit, seeking permission to file an updated Atmos Exhibit No. 3 including the actual expenses incurred from the rate case process.²
4. Under K.A.R. 82-1-217, the Commission may, in its discretion, extend the time for good cause shown.³ Atmos demonstrated good cause by pre-establishing an agreement with Staff to submit an estimate of rate case expenses at the hearing that would be followed by the actual final rate case expenses in a late-filed exhibit.⁴ Because both parties have agreed to the late-filed

¹ Order Setting Procedural Schedule, Jul. 25, 2019, p. 3.

² Atmos Energy Corporation Motion to File Late-Filed Exhibit, Feb. 5, 2020, pp. 1-2.

³ K.A.R. 82-1-217(b).

⁴ Atmos Energy Corporation Motion to File Late-Filed Exhibit, Feb. 5, 2020, ¶ 2.

exhibit, the Commission finds that its filing will not prejudice any party. Therefore, the Commission grants Atmos' Motion to File Late-Filed Exhibit.

THEREFORE, THE COMMISSION ORDERS THAT:

A. Pursuant to K.A.R. 82-1-217(b), Atmos' Motion to File Late-Filed Exhibit is granted, and Atmos' amendments to Exhibit No. 3 are accepted for filing.

B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).⁵

C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it deems necessary.

BY THE COMMISSION IT IS SO ORDERED.

Duffy, Chair; Albrecht, Commissioner; Keen, Commissioner

Dated: 02/24/2020



Lynn M. Retz
Secretary to the Commission

BGF/zc

⁵ K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

CERTIFICATE OF SERVICE

19-ATMG-525-RTS

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 02/24/2020.

JAMES G. FLAHERTY, ATTORNEY
ANDERSON & BYRD, L.L.P.
216 S HICKORY
PO BOX 17
OTTAWA, KS 66067
Fax: 785-242-1279
jflaherty@andersonbyrd.com

JARED GEIGER, SR RATE ANALYST
ATMOS ENERGY CORPORATION
1555 BLAKE ST STE 400
DENVER, CO 80202
jared.geiger@atmosenergy.com

TODD E. LOVE, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
t.love@curb.kansas.gov

SHONDA RABB
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
s.rabb@curb.kansas.gov

PHOENIX ANSHUTZ, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
p.anshutz@kcc.ks.gov

SHELLY M BASS, SENIOR ATTORNEY
ATMOS ENERGY CORPORATION
5430 LBJ FREEWAY
1800 THREE LINCOLN CENTRE
DALLAS, TX 75240
shelly.bass@atmosenergy.com

JOSEPH R. ASTRAB, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
j.astrab@curb.kansas.gov

DAVID W. NICKEL, CONSUMER COUNSEL
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
d.nickel@curb.kansas.gov

DELLA SMITH
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
d.smith@curb.kansas.gov

COLE BAILEY, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
c.bailey@kcc.ks.gov

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BRIAN G. FEDOTIN, GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
b.fedotin@kcc.ks.gov

ROBERT VINCENT, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
r.vincent@kcc.ks.gov

JAMES H JEFFRIES IV, PARTNER
MCGUIREWOODS LLP
201 NORTH TRYON STREET
SUITE 3000
CHARLOTTE, NC 28202-2146
jjeffries@mcguirewoods.com

/s/ DeeAnn Shupe
DeeAnn Shupe
