

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Shari Feist Albrecht, Chair
Thomas E. Wright
Mark Sievers

In the Matter of the Application of Atmos)
Energy for Adjustment of its Natural Gas) Docket No. 14-ATMG-320-RTS
Rates in the State of Kansas)

**ORDER GRANTING INTERVENTION TO
THE CITIZENS' UTILITY RATEPAYER BOARD**

This matter comes before the State Corporation Commission of the State of Kansas (Commission) upon the Petition of the Citizens' Utility Ratepayer Board (CURB) to intervene in the above captioned matter. Having reviewed the pleadings and record, the Commission finds and concludes as follows:

1. On January 9, 2014, Atmos Energy filed an application with the Commission for Adjustment of its Natural Gas Rates in the State of Kansas.
2. On January 10, 2014, CURB filed a Petition to Intervene and Motion for Protective Order.¹ In its Petition, CURB stated that it is composed of five volunteer consumer advocate members statutorily authorized to represent the interests of Kansas residential and small commercial ratepayers in any utility proceeding before the Commission under K.S.A. 66-1223, *et seq.*² CURB requests permission to intervene as the rates paid by those customers will or may be affected by any Commission order or activity in this proceeding.³
3. The Commission has broad discretion to grant a petition for intervention if it is in the interest of justice, if the intervention will not impair the orderly and prompt conduct of the proceedings, and if the party has stated facts demonstrating its legal rights, duties and privileges,

¹ Petition to Intervene and Motion for Protective Order, (January 10, 2014) (Petition).

² Petition, ¶¶ 2, 3.

³ Petition, ¶¶ 5, 7.

immunities or other legal interests may be substantially affected by the proceeding.⁴ Furthermore, at any time during a proceeding, the Commission may impose limitations on an intervenor's participation.⁵

4. The Commission finds and concludes that CURB has met the requirements of K.A.R. 82-1-225 and K.S.A. 77-521 and should be granted intervention in this Docket. CURB will be added to the mailing list, service of pleadings, communications, and correspondence should be delivered to counsel of record, as follows:

David Springe #15619
Niki Christopher #19311
C. Steven Rarrick, #13127
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, KS 66604
(785) 271-3200 (tel.)
(785) 271-3116 (fax)
Email: d.springe@curb.kansas.gov
n.christopher@curb.kansas.gov
s.rarrick@curb.kansas.gov

5. In addition to counsel of record for CURB listed above, service of electronic notices, pleadings, and correspondence should be delivered to CURB's other designees:

Shonda Smith
Office Manager
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, KS 66604
Email: sd.smith@curb.kansas.gov

Della Smith
Administrative Specialist
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, KS 66604
Email: d.smith@curb.kansas.gov

⁴ K.S.A. 77-521; K.A.R. 82-1-225.

⁵ K.S.A. 77-521(c).

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

(A) The Citizens' Utility Ratepayer Board is granted intervention in the above-captioned proceeding. Counsel of record for the petitioner, and its other designees, shall receive service of all pleadings in this matter, as set forth above.

(B) The parties have fifteen days from the date this order was electronically served in which to petition the Commission for reconsideration of any issue or issues decided herein.⁶

(C) The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it may deem necessary and proper.

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Wright, Commissioner; Sievers, Commissioner.

Dated: JAN 16 2014


ORDER MAILED JAN 16 2014

Kim Christiansen
Executive Director

JV

⁶ K.S.A. 66-118b; K.S.A. 2013 Supp. 77-529(a)(1).

CERTIFICATE OF SERVICE

JAN 16 2014

14-ATMG-320-RTS

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Order Granting Intervention to the Citizens' Utility Ratepayer Board was served by electronic mail this 16th day of January, 2014, to the following parties who have waived receipt of follow-up hard copies:

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

JAMES PRICE, ATTORNEY
ATMOS ENERGY
5430 LBJ FREEWAY, THREE LINCOLN CENTRE
PO BOX 650205
DALLAS, TX 75265-0205
james.price@atmosenergy.com

BARTON W. ARMSTRONG, VICE PRESIDENT,
OPERATIONS
ATMOS ENERGY CORPORATION
25090 W 110TH TERR
OLATHE, KS 66061
bart.armstrong@atmosenergy.com

DOUGLAS C. WALTHER, ASSOCIATE GENERAL
COUNSEL
ATMOS ENERGY CORPORATION
5420 LBJ FWY STE 1600 (75240)
P O BOX 650205
DALLAS, TX 75265-0205
douglas.walther@atmosenergy.com

KAREN P. WILKES, VICE PRESIDENT, REGULATORY AND
PUBLIC AFFAIRS
ATMOS ENERGY CORPORATION
1555 BLAKE ST STE 400
DENVER, CO 80202
karen.wilkes@atmosenergy.com

NIKI CHRISTOPHER, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
n.christopher@curb.kansas.gov

C. STEVEN RARRICK, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
s.rarrick@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

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

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

ORDER MAILED JAN 16 2014

JAN 16 2014

CERTIFICATE OF SERVICE

14-ATMG-320-RTS

SAMUEL FEATHER, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3167
s.feather@kcc.ks.gov

MICHAEL NEELEY, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3167
m.neeley@kcc.ks.gov

JAY VAN BLARICUM, ADVISORY COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3354
j.vanblaricum@kcc.ks.gov



Sheryl L. Sparks
Administrative Specialist

ORDER MAILED JAN 16 2014