

STATE CORPORATION COMMISSION

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

NOV 03 2005

 Docket
Room

In the Matter of the General Investigation to Determine)
a Commission Policy Regarding Customers Served)
Directly or Indirectly by Gas Gathering Systems)

Docket No. 06-GIMG-400-GIG

MOTION TO INTERVENE

COMES NOW Atmos Energy ("Atmos"), and requests an Order allowing it to intervene herein pursuant to K.S.A. 77-521 and K.A.R. 82-1-225. In support of its Motion, Atmos states as follows:

1. Atmos is a corporation duly organized under the laws of the State of Texas and the Commonwealth of Virginia, with a principal place of business at Suite 800, 1301 Pennsylvania Street, Denver, Colorado 80203. Atmos is authorized to do business and is conducting business in the State of Kansas.

2. Atmos is engaged, generally, in transporting, distributing and selling natural gas in portions of Kansas. Atmos provides service to over 118,000 customers in Kansas. Atmos' Kansas operations are subject to the jurisdiction of the Kansas Corporation Commission ("Commission").

3. On October 19, 2005, the Commission initiated a general investigation into the Commission's policy concerning gas gathering services.

4. Atmos is requesting permission to intervene herein to represent its interests and the interests of its customers in Kansas and to fully participate in all aspects of this general investigation.

5. Atmos' and its customers' interests are not adequately represented by the existing parties. Atmos is specifically interested in any policy decisions or rules made by the Commission with respect to the various issues raised by the Commission in its October 19, 2005, Order and what impact, if any, those decisions or rules might have on Atmos and its customers.

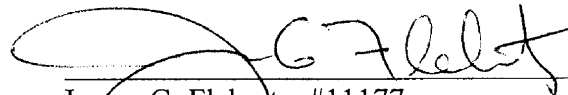
6. All communications and correspondence to Atmos, including service of all notices and orders of the Commission herein are requested to be sent to the following named individuals:

Douglas C. Walther, Senior Attorney
Atmos Energy
P. O. Box 650205
Dallas, Texas 75265-0205

James G. Flaherty
Anderson & Byrd, LLP
216 S. Hickory, P. O. Box 17
Ottawa, Kansas 66067

Joe T. Christian
Atmos Energy
Penn Center, Suite 800
1301 Pennsylvania Street
Denver, CO 80203-5015

WHEREFORE, Atmos prays that the Commission enter an Order allowing it to intervene herein and for all other relief which the Commission deems just and proper.



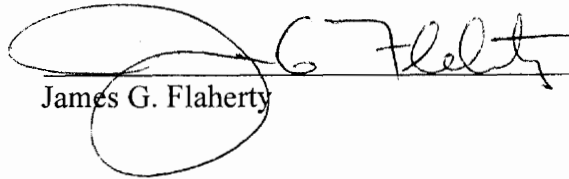
James G. Flaherty, #11177
ANDERSON & BYRD, LLP
216 S. Hickory, P. O. Box 17
Ottawa, Kansas 66067
(785) 242-1234
Attorneys for Atmos Energy

VERIFICATION

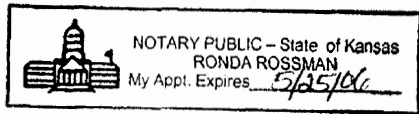
STATE OF KANSAS)
)ss:
FRANKLIN COUNTY)


James G. Flaherty, of lawful age, being first duly sworn on oath, states:

That he is an attorney for Atmos Energy; that he has read the above and foregoing Motion to Intervene, knows the contents thereof; and that the statements contained therein are true.


James G. Flaherty

SUBSCRIBED AND SWORN to before me this 3rd day of November, 2005.




Notary Public

My Commission Expires:

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing was mailed, postage prepaid, this 3rd day of November, 2005, addressed to:

W. Robert Alderson, Jr., Attorney
Alderson Alderson Weiler
Conklin Burghart & Crow LLC
2101 SW 21st Street
PO Box 237
Topeka, KS 66601-0237

Lynn W. Hursh, Attorney
Armstrong Teasdale, LLP
2345 Grand Boulevard, Suite 2000
Kansas City, MO 64108-2617

David Springe, Consumer Counsel
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, KS 66604

John Wine, Jr.
410 NE 43rd
Topeka, KS 66617

John McCannon
Kansas Corporation Commission
Conservation Division
Finney State Office Building
130 S. Market, Room 2078
Wichita, KS 67202

Thomas J. Kirby, Counsel
Gable & Gotwals
1100 ONEOK Plaza
100 W 5th Street
Tulsa, OK 74103

Sue Griffin, Counsel
ONEOK Field Services
P.O. Box 871
Tulsa, OK 74102-0871

Ron Woods, Counsel
ONEOK Field Services
P.O. Box 871
Tulsa, OK 74102-0871

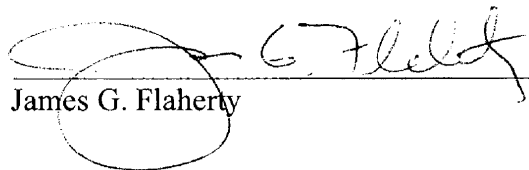
Matthew Tomc
Assistant General Counsel
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604-4027

David Crisp, President
Kansas Gas Service, a Division of ONEOK, Inc.
100 W. Fifth Street, 16th Floor
Tulsa, OK 74103

John P. DeCoursey, Director, Law
Kansas Gas Service, a Division of ONEOK, Inc.
7421 W. 129th Street, Ste. 300
P.O. Box 25957
Shawnee Mission, KS 66225

Earnie Lehman, CEO, Pres. & Mgr.
Midwest Energy, Inc.
1330 Canterbury Road
P.O. Box 898
Hays, KS 67601

Michael Lennen, Attorney
Morris, Laing, Evans,
Brock & Kennedy, Chartered
Old Town Square
300 N. Mead Street, Suite 200
Wichita, KS 67202-2722



James G. Flaherty