

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

April 30, 2008

IN RE:)	
)	
UNITED CITIES GAS COMPANY a Division)	Consolidated Docket Nos.
of ATMOS ENERGY CORPORATION)	01-00704 and 02-00850
INCENTIVE PLAN (IPA) AUDIT)	
)	
UNITED CITIES GAS COMPANY a Division)	
Of ATMOS ENERGY CORPORATION,)	
PETITION TO AMEND THE PERFORMANCE)	
BASED RATEMAKING MECHANISM RIDER)	

JOINT MOTION FOR CONTINUANCE

The parties, Atmos Energy Corporation (“Atmos”), the Consumer Advocate and Protection Division of the Office of the Attorney General (“Consumer Advocate”), and the Tennessee Regulatory Authority Staff of the Utilities Division (“TRA Staff”, participating as a party to the above named dockets), hereby jointly move to continue the hearing in this matter set to be heard by the panel by May 31, 2008. In support of this Joint Motion, the parties respectfully show the panel as follows:

At the Authority Conference on April 21, 2008, the motion concerning these dockets that unanimously carried included a directive to the Hearing Officer to set “a hearing before the panel by May 31, 2008.” At a Status Conference held by the Hearing Officer on April 29, 2008, counsel for Atmos explained that for well over a year he has been scheduled to take his family on vacation from May 28 through June 11, 2008. Counsel for the Consumer Advocate expressed his need to review pre-filed testimony by

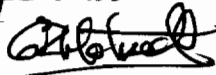
Atmos concerning the “supplemental evidence regarding the proposed TIF tariff” in order to determine if discovery was necessary, and stated that 33 days was insufficient time for such a filing, review, discovery, filing of rebuttal testimony and preparation for hearing. Counsel for TRA Staff pointed out that the 60 day time limit to request appellate review of any of the panel’s April 21st decision would not begin to run until an order was entered, and that such an appeal could make further immediate proceedings pointless.

All parties acknowledged the Authority’s desire to hear this case before the makeup of the panel changes, but are of the opinion that there is too much to be accomplished before this matter is ripe for hearing. At the Status Conference, Atmos agreed to file its pre-filed testimony by May 20, 2008, and all parties agreed to propose a procedural schedule as soon as possible after June 11, 2008. Furthermore, the Hearing Officer set a Status Conference to follow the May 5, 2008 Authority Conference.

In order to resolve this situation, the parties requested the Hearing Officer, and hereby respectfully request the Authority, to schedule a hearing of this motion under miscellaneous business before the panel at the May 5, 2008 Authority Conference. The parties hereby expressly waive notice and will be in attendance for questions, if necessary.

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Corporation***

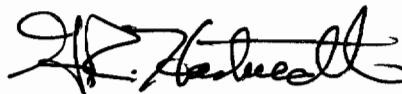
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TENNESSEE REGULATORY AUTHORITY



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