

STATE OF TENNESSEE

Office of the Attorney General



PAUL G. SUMMERS
ATTORNEY GENERAL AND REPORTER

MAILING ADDRESS

P.O. BOX 20207
NASHVILLE, TN 37202

ANDY D. BENNETT
CHIEF DEPUTY ATTORNEY GENERAL

LUCY HONEY HAYNES
ASSOCIATE CHIEF DEPUTY
ATTORNEY GENERAL

MICHAEL E. MOORE
SOLICITOR GENERAL

CORDELL HULL AND JOHN SEVIER
STATE OFFICE BUILDINGS

TELEPHONE 615-741-3491
FACSIMILE 615-741-2009

May 23, 2006

Mr. Richard Collier, General Counsel
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

Re: *Atmos Records* Related to Petition to Open an Investigation to Determine Whether Atmos Energy Corporation Should Be Required by the TRA to Appear and Show Cause That Atmos Energy Corporation Is Not Overearning in Violation of Tennessee Law and That It Is Charging Rates That Are Just and Reasonable—
TRA No. 05-00258

Dear Mr. Collier:

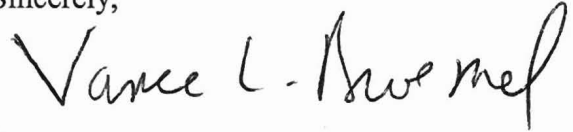
I am writing to you on behalf of the Consumer Advocate to request information in possession of the TRA that documents monthly expense data by account, excluding payroll in an Excel format for Atmos. It is my understanding that the data is submitted to the TRA in accompaniment with their monthly surveillance reports. Mr. Terry Buckner of this office has communicated with Mr. Gary Lamb of the TRA, and it is Mr. Buckner's understanding that this data is ready for transmittal.

We intend to use this information in preparation for the hearing in the Atmos rate case, Docket No. 05-00258. In particular, we wish to review this material before sending out our discovery requests on Friday, May 26, 2006. Accordingly, time is of the essence.

We believe these records are covered by the Tennessee Open Records Act, Tenn. Code Ann. § 10-7-503 et seq. In addition, Tenn. Code Ann. § 65-4-118(b)(2) provides that "[a]dditionally, the consumer advocate division may request information from the authority staff, and if the authority staff is in possession of the requested information, such information shall be provided within ten (10) days of the request."

Thank you for your attention to these matters and please feel free to contact me if you have any questions about these matters. By copy of this letter, I am notifying all counsel of record.

Sincerely,

A handwritten signature in black ink that reads "Vance L. Broemel". The signature is written in a cursive style with a large, stylized "V" and "B".

Vance L. Broemel,
Assistant Attorney General
(615) 741-8733

cc: Counsel of record