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August 4, 2006

VIA HAND DELIVERY

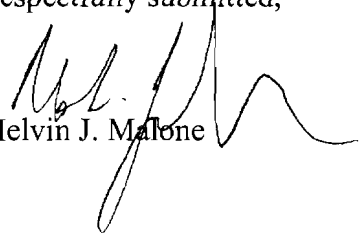
Honorable Sara Kyle, Chairman
c/o Sharla Dillon, Docket & Records Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

RE: *In Re: Petition to Open An Investigation to Determine Whether Atmos Energy Corp. Should Be Required by The Tennessee Regulatory Authority to Appear And Show Cause That Atmos Energy Corp. Is Not Overearning in Violation of Tennessee Law And That It Is Charging Rates That Are Just And Reasonable, TRA Docket No. 05-00258*

Dear Chairman Kyle:

Please find enclosed thirteen (13) copies and one (1) original of *Atmos Energy Marketing, LLC's Responses to Discovery Request of the Consumer Advocate and Protection Division*. An additional copy of this filing is enclosed to be "file stamped" for our records. All parties of record have been served.

Respectfully submitted,


Melvin J. Malone

clw
Enclosures

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

| | | |
|---------------------------------|---|---------------------|
| IN RE: PETITION TO OPEN AN |) | |
| INVESTIGATION TO DETERMINE |) | |
| WHETHER ATMOS ENERGY CORP. |) | |
| SHOULD BE REQUIRED BY THE |) | |
| TENNESSEE REGULATORY |) | Docket No. 05-00258 |
| AUTHORITY TO APPEAR AND SHOW |) | |
| CAUSE THAT ATMOS ENERGY CORP. |) | |
| IS NOT OVEREARNING IN VIOLATION |) | |
| OF TENNESSEE LAW AND THAT IT IS |) | |
| CHARGING RATES THAT ARE JUST |) | |
| AND REASONABLE |) | |

**ATMOS ENERGY MARKETING, LLC's RESPONSES TO DISCOVERY REQUESTS
OF THE CONSUMER ADVOCATE AND PROTECTION DIVISION**

Atmos Energy Marketing, LLC ("AEM") hereby responds to the Discovery Requests of the Consumer Advocate and Protection Division.

GENERAL OBJECTIONS

AEM objects to all interrogatories and requests for production involving inquiries and documents that are (1) subject to the attorney-client privilege, (2) attorney work-product, or (2) prepared in anticipation of litigation.

Without waiving any of the above objections, AEM responds as follows:

DISCOVERY REQUESTS

1. Please identify each person whom you expect to call as an expert witness at the Phase One hearing in this docket, and for each such expert witness:

(a) Identify the field in which the witness is to be offered as an expert;

- (b) Provide complete background information, including the witness' current employer, as well as his or her educational, professional and employment history, and qualifications within the field in which the witness is expected to testify;
- (c) Identify all publications written or presentations presented in whole or in part by the witness, including either a copy of all such publications and presentations or a reference to where such publications and presentations may be publicly obtained;
- (d) Provide the grounds (including without limitation any factual bases) for the opinions to which the witness is expected to testify, and provide a summary of the grounds for each such opinion;
- (e) Identify any matter in which the expert has testified (through deposition or otherwise) by specifying the name, docket number and forum of each case, the dates of the prior testimony and the subject of the prior testimony, and identify the transcripts of any such testimony;
- (f) Identify the terms of the retention or engagement of each expert including but not limited to the terms of any retention or engagement letters or agreements relating to his/her engagement, testimony, and opinions as well as the compensation to be paid for the testimony and opinions;
- (g) Identify any exhibits to be used as a summary of or support for the testimony or opinions provided by the expert; and
- (h) Please produce copies of all documents, summaries, charts, trade articles, journals, treatises, publications, workpapers, file notes, chart notes, tests, test results, interview notes, and consultation notes provided to, reviewed by, utilized by, relied upon, created by, or produced by any proposed expert witness in evaluating, reaching conclusions or formulating an opinion in this matter.

RESPONSE: AEM has not completed its preparations for the Phase One hearing in this docket.

As of the submission of these discovery responses, AEM does not expect to call an expert witness at the Phase One hearing in this docket. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

2. Please identify the name and location of all persons having knowledge of discoverable matters in this case.

RESPONSE: AEM has not completed its preparations for the Phase One hearing in this docket. As of the submission of these discovery responses, AEM does not expect to call any witnesses at the Phase One hearing in this docket. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

3. Please produce copies of all documents referred to or relied upon in responding to these discovery requests.

RESPONSE: Not applicable. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

4. Please produce copies of all hearing exhibits that you will introduce, use, or reference during the Phase One hearing.

RESPONSE: AEM has not completed its preparations for the Phase One hearing in this docket. As of the submission of these discovery responses, AEM does not expect to introduce any hearing exhibits during the Phase One hearing in this docket. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

5. Please produce copies of all documents — including, without limitation, workpapers, spreadsheets, summaries, charts, notes, exhibits, articles, journals, treatises,

periodicals, publications, reports, records, statements, Internet web pages, or financial information — that AEM contends support the factual assertions, conclusions, or opinions of any AEM witness in this matter.

RESPONSE: AEM has not completed its preparations for the Phase One hearing in this docket. As of the submission of these discovery responses, AEM does not expect to call any witnesses during the Phase One hearing in this docket. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

6. Please produce copies of all documents — including, without limitation, workpapers, spreadsheets, summaries, charts, notes, exhibits, articles, journals, treatises, periodicals, publications, reports, records, statements, Internet web pages, or financial information — relied upon by any AEM witness in evaluating, reaching conclusions, or formulating an opinion in this matter.

RESPONSE: See Response to # 5 above. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

7. Please produce copies of all documents — including, without limitation, workpapers, spreadsheets, summaries, charts, notes, and exhibits — created by or for or prepared by or for any AEM witness in evaluating, reaching conclusions, or formulating an opinion in this matter.

RESPONSE: See Response to # 5 above. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

8. Please state whether AEM will take a position in Phase One of this docket regarding the justness and reasonableness of rates charged by Atmos Energy Corporation to Tennessee ratepayers.

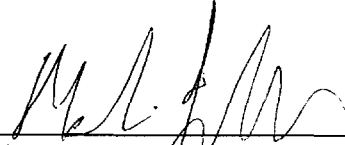
RESPONSE: See Response to # 5 above. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

9. Please state in detail and provide all supporting grounds for any position taken by AEM regarding the justness and reasonableness of rates — including, but not limited to, revenues, expenses, taxes, net operating income, rate base, and cost of capital — proposed during Phase One of this docket by the Consumer Advocate, TRA Staff, and Atmos Energy Corporation.

RESPONSE: See Response to # 5 above. If it becomes necessary to supplement this response, AEM will act accordingly. Should it become necessary to supplement this response, AEM does not waive any objections it may later make in relation to such supplemental response.

Respectfully Submitted,

MILLER & MARTIN PLLC

A handwritten signature in black ink, appearing to read 'M. J. Malone', is written over a horizontal line.

Melvin J. Malone, TN BPR #013874

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Attorneys for Atmos Energy Marketing, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been e-mailed or faxed and mailed to the following parties of interest this 4th day of August, 2006.

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Vance L. Broemel
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