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September 18, 2006

filed electronically in docket office on 09/18/06

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:

Atmos Energy Marketing, LLC will not submit a Phase One Post-Hearing Brief in the above-captioned matter.

Respectfully submitted,


Melvin J. Malone

c: All Parties Of Record