

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

**December 28, 2007**

*In re: Docket to evaluate Atmos Energy* )  
*Corporation's Gas Purchases and Related Sharing* ) Docket No. 07-00225  
*Incentives* )

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**ATMOS INTERVENTION GROUP'S FIRST ROUND OF DISCOVERY  
TO  
ATMOS ENERGY CORPORATION**

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The Atmos Intervention Group ("AIG"), a group of large customers who purchase natural gas from Atmos Energy Corporation, hereby serves the following discovery requests to Atmos Energy Corporation ("Atmos" or the "Company").

**DEFINITIONS**

1. "Atmos" means Atmos Energy Corporation, and its parents, subsidiaries, and affiliates, their present and former officers, employees, agents, representatives, directors, and all other persons acting or purporting to act on behalf of Atmos Energy Corporation.
2. The terms "you" and "your" refer to Atmos.
3. "AIG" means Atmos Intervention Group, a consortium of customers of Atmos.
4. The term "person" means any natural person, corporation, corporate division, partnership, other unincorporated association, trust, government agency, or entity.
5. The term "document" shall have the broadest possible meaning under applicable law. "Document" means every writing or record of every type and description that is in the possession, custody or control of Atmos, including, but not limited to, correspondence,

memoranda, drafts, workpapers, summaries, stenographic or handwritten notes, studies, publications, books, pamphlets, reports, surveys, minutes or statistical compilations, computer and other electronic records or tapes or printouts, including, but not limited to, electronic mail files; and copies of such writings or records containing any commentary or notation whatsoever that does not appear in the original. The term "document" further includes, by way of illustration and not limitation, schedules, progress schedules, time logs, drawings, computer disks, charts, projections, time tables, summaries of other documents, minutes, surveys, work sheets, drawings, comparisons, evaluations, laboratory and testing reports, telephone call records, personal diaries, calendars, personal notebooks, personal reading files, transcripts, witness statements and indices.

6. The term "referring or relating to" means consisting of, containing, mentioning, suggesting, reflecting, concerning, regarding, summarizing, analyzing, discussing, involving, dealing with, emanating from, directed at, pertaining to in any way, or in any way logically or factually connected or associated with the matter discussed.

7. "And" and "or" as used herein shall be construed both conjunctively and disjunctively and each shall include the other whenever such construction will serve to bring within the scope of these discovery requests any information that would otherwise not be brought within their scope.

8. "Affiliate" or "affiliated" means an entity that directly, or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, another entity.

9. "Identify" or "identifying" or "identification" when used in reference to a document means to provide with respect to each document requested to be identified by these

discovery requests a description of the document that is sufficient for purposes of a request to produce or a subpoena duces tecum, including the following:

- a) the type of document (e.g., letter, memorandum, etc.);
- b) the date of the document;
- c) the title or label of the document;
- d) the Bates number or other identifier used to number the document for use in litigation;
- e) the identity of the originator;
- f) the identity of each person to whom it was sent;
- g) the identity of each person to whom a copy or copies were sent;
- h) a summary of the contents of the document;
- i) the name and last known address of each person who presently has possession, custody or control of the document; and
- j) if any such document was, but is no longer, in your possession, custody or control or is no longer in existence, state whether it: (1) is missing or lost; (2) has been destroyed; or (3) has been transferred voluntarily or involuntarily, and, if so, state the circumstances surrounding the authorization for each such disposition and the date of such disposition.

### **GENERAL INSTRUCTIONS**

1. If you contend that any response to any data request may be withheld under the attorney-client privilege, the attorney work product doctrine or any other privilege or basis, please state the following with respect to each such response in order to explain the basis for the claim of privilege and to permit adjudication of the propriety of that claim:

- a) the privilege asserted and its basis;
- b) the nature of the information withheld;
- c) the subject matter of the document, except to the extent that you claim it is privileged.

2. These discovery requests are to be answered with reference to all information in your possession, custody or control or reasonably available to you. These discovery requests are intended to include requests for information, which is physically within your possession, custody or control as well as in the possession, custody or control of your agents, attorneys, or other third parties from which such documents may be obtained.

3. If any data request cannot be answered in full, answer to the extent possible and specify the reasons for your inability to answer fully.

4. For each data request, provide the name of the company witness(es) or employee(s) responsible for compiling and providing the information contained in each answer.

### **DISCOVERY REQUESTS**

1. Provide a copy of all requests for documents and documents provided to the FERC enforcement office dealing with their investigation of Atmos for possible violations of posting and competitive bidding regulations.

### **RESPONSE**

2. Provide a copy of all documents already provided to the TRA Staff and Consumer Advocate & Protection Division to date during the course of this docket. Also provide a description of all meetings with either the TRA Staff or Consumer Advocate & Protection Division where the filing of this present rate case was discussed, including the date of meeting, topics discussed and individuals attending.

**RESPONSE**

3. Provide a copy of the Company's current asset management contracts in all jurisdictions where the Company owns and operates a gas distribution utility.

**RESPONSE**

4. Provide a copy of the latest Request for Proposal ("RFP") that was issued by the Company for the management of the Company's Tennessee pipeline and storage assets and procurement of gas. Provide a copy of all responses to the Company's latest RFP.

**RESPONSE**



5. For the past five years, provide a copies of the Company's gas supply plans for its Tennessee regulated customers and the reserve margin associated with the peak day demand requirements.

**RESPONSE**

6. Provide a listing of all pipeline and storage assets, along with their related costs, that are contracted for in providing gas supply for Tennessee ratepayers. Please identify the FERC tariff or negotiated costs of each asset and the contract number of each asset.

**RESPONSE**

7. From January 1, 2004 to November 30, 2007, provide the monthly total volumes transported and profits realized by Company's affiliated Asset Manager from sales to transport customers and non-jurisdictional customers whose gas was transported using the Company's Tennessee ratepayer assets.

**RESPONSE**

8. From January 1, 2004 to November 30, 2007, provide the total monthly profits realized by the Company's affiliated Asset Manager that are attributable to the management of the Company's pipeline capacity and storage assets.

**RESPONSE**

9. Provide a copy of any performance incentive plan applicable to Tennessee and any associated reports produced in 2005, 2006 or 2007.

**RESPONSE**

10. From January 1, 2004 through November 30, 2007, please provide a copy of all invoices for gas supply and related interstate pipeline and storage charges that are billed to the Company by the Company's affiliate asset manager.

**RESPONSE**

11. From January 1, 2004 through November 30, 2007, provide all communications/directions between the Company and Company's affiliate asset manager related monthly natural gas purchases that direct the asset manager on the volumes of gas to purchase, storage injections/withdrawals, and pricing.

**RESPONSE**

12. From January 1, 2004 through November 30, 2007, please provide transaction details on any storage hedges/derivatives that were purchased by the Company or Company's affiliate asset manager to lock in storage arbitrage value. Please identify the proceeds of these hedges/derivatives and how this value was credited to Purchased Gas Adjustment.

**RESPONSE**



Respectfully submitted,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By: 

Henry M. Walker (No. 000272)  
1600 Division Street, Suite 700  
P.O. Box 340025  
Nashville, Tennessee 37203  
(615) 252-2363

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing is being forwarded via U.S. mail, postage prepaid, to:

Scott Ross  
Neal & Harwell  
150 4<sup>th</sup> Avenue North  
Suite 2000  
Nashville, TN 37219

Robert E. Cooper  
Vance L. Broemel  
Joe Shirley  
Office of the Attorney General  
Consumer Advocate and Protection Division  
P.O. Box 20207  
Nashville, TN 37202

Patricia Childers  
Atmos Energy Corporation  
810 Crescent Centre Drive, Ste. 600  
Franklin, TN 37067

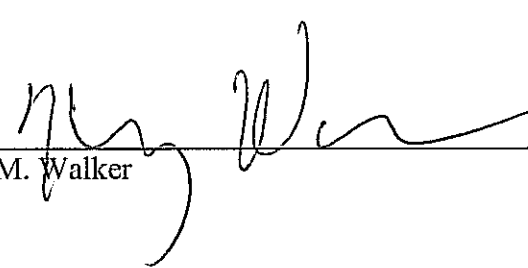
Douglas C. Walther  
Atmos Energy Corporation  
5430 LBJ Freeway, Ste. 1800  
Dallas, TX 75240

D. Billye Sanders  
Waller Lansden Dortch & Davis  
511 Union Street, Ste. 2700  
Nashville, TN 37219-8966

David R. Esquivel  
Bass, Berry & Sims  
315 Deaderick Street, Suite 2700  
Nashville, TN 37238-3001

Melvin Malone  
Miller & Martin PLLC  
1200 One Nashville Pl.  
150 4<sup>th</sup> Ave. North  
Nashville, TN 37219-2433

on this the 24 day of December 2007.

  
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Henry M. Walker