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January 10, 2008

VIA HAND DELIVERY

Director Ron Jones, Hearing Officer
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37219

filed electronically in docket office on 01/10/08

Re: In Re: Docket to Evaluate Atmos Energy Corporation's Gas Purchases
and Related Sharing Incentives
Docket No. 07-00225
Motion of Stand Energy Corporation and Request for Leave to File
Affidavits

Dear Director Jones:

Enclosed you will find the original and 4 copies of Stand Energy Corporation's Motion to Cross Examine Rob Ellis (Senior Vice President of Marketing of Atmos Energy Marketing) with respect to his Affidavit or exclude such Affidavit from the record and Request of Stand Energy Corporation for Leave to File Affidavits of John Dosker and Mark Ward with respect to their duties at Stand Energy. John Dosker and Mark Ward will be at the Status Conference on Friday, January 11, 2008 via telephone and will be available for cross examination. A copy of this filing has also been filed electronically.

Sincerely,



D. Billye Sanders
Attorney for Stand Energy
Corporation

cc: John M. Dosker
Parties of Record

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

IN RE: DOCKET TO EVALUATE)	
ATMOS ENERGY CORPORATION'S)	
GAS PURCHASES AND RELATED)	DOCKET NO. 07-00225
SHARING INCENTIVES)	

**STAND ENERGY CORPORATION'S MOTION TO
CROSS EXAMINE ROB ELLIS AND REQUEST FOR LEAVE
TO FILE AFFIDAVITS OF JOHN DOSKER AND MARK WARD**

Stand Energy Corporation ("Stand") files this Motion to Cross Examine Rob Ellis and Request for Leave to File Affidavits of John Dosker and Mark Ward. In support of Stand's motion, it would show as follows:

On January 4, 2008, Atmos Energy Marketing, LLC ("AEM") filed its Brief Regarding Protective Order Dispute ("Brief"). Included in AEM's brief, and more specifically in the Affidavit of Rob Ellis ("Ellis Affidavit"), were vague statements regarding his familiarity with Stand, the scope of discovery requests in connection with TRA Docket No. 07-00225, as well as the conclusory statement that "AEM's responses to some of the requests will require the disclosure of confidential and proprietary trade secrets or commercially sensitive AEM information that is generally not known." See Ellis Affidavit at ¶6.

Under AEM's we-allege-it-therefore-it-is philosophy, AEM is attempting to protect documents without (1) identifying the discovery requests that allegedly seek these purportedly confidential documents and (2) providing any general or specific information regarding the subject matter of the documents in which AEM is

attempting to protect. In light of the vague and conclusory statements contained in the Ellis Affidavit, Stand respectfully request that AEM be ordered to make Mr. Ellis available for cross-examination in person or by telephone regarding his affidavit's content during tomorrow's Status Conference, otherwise the affidavit should not be considered or admitted in the record. T.C.A. §4-5-313(2).

Pursuant to T.C.A. § 4-5-313(2), Stand Energy has the right to cross-examine an affiant provided that a timely (within seven (7) days) request is made to do so. The Ellis Affidavit was submitted on January 4, 2007. Accordingly, Stand's request to cross-examine Mr. Ellis is timely and should be granted.

AEM's Brief similarly makes conclusory statements regarding the scope of Stand's in-house counsel, John Dosker's duties. AEM's Brief provides that "it is obvious that John Dosker is involved in competitive decision making at Stand, or at the very least, has a sufficient nexus with Stand's competitive and marketing process as to warrant a prohibition of his access to AEM's confidential trade secret documents." Based on AEM's conclusory statements regarding Mr. Dosker's duties, Stand respectfully requests leave to file the Affidavit of John Marshall Dosker (attached hereto as Exhibit 1) in support of Stand's Statement of Disputed Issues Regarding the Proposed Protective Order. Since Stand is also seeking to have Mark Ward, Stand's Vice President of Regulatory Affairs, review documents produced by AEM and AEM has objected to his ability to do so, Stand also requests leave to file the Affidavit of Mark Ward (attached hereto as Exhibit 2). Stand will make Messrs

Dosker and Ward available for cross-examination via telephone during tomorrow's Status Conference.

For the foregoing reasons, Stand respectfully requests that its Motion to Cross Examine Rob Ellis and Request for Leave to File Affidavits of John Dosker and Mark Ward be granted in its entirety.

Respectfully Submitted,

Stand Energy Corporation

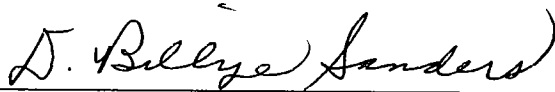
By: 
D. Billye Sanders
Attorney for Stand Energy Corporation

EXHIBIT 1

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

IN RE: DOCKET TO EVALUATE)	
ATMOS ENERGY CORPORATION'S)	
GAS PURCHASES AND RELATED)	DOCKET NO. 07-00225
SHARING INCENTIVES)	

AFFIDAVIT OF JOHN MARSHALL DOSKER

Affiant, John Marshall Dosker, having been first duly sworn and cautioned,
states as follows:

1. My full name is John Marshall Dosker. My business address is Stand Energy Corporation, 1077 Celestial Street, Suite 110 Cincinnati, OH 45202-1629. I am General Counsel of Stand Energy Corporation.

2. I am currently licensed, in good standing and admitted to practice in the State of Kentucky (Kentucky License No. 82089). I have been licensed in Kentucky since 1987; licensed in the United States District Court for the Eastern District of Kentucky at Covington since 1989; and was admitted to the United States Supreme Court in 2006. No disciplinary action or investigation of my conduct as an attorney of any kind has ever been filed, nor is any such action or investigation pending.

3. Stand Energy Corporation has assigned me and Mark Ward, V. P. of Regulatory Affairs, to participate in proceedings related to Atmos Energy before the Tennessee Regulatory Authority. Mark Ward and I routinely represent Stand Energy in all regulatory matters involving Stand Energy.

4. This is the first time in our combined 16 years of experience at Stand Energy that any regulated utility or any marketer (regulated or unregulated) has ever found it necessary or appropriate to attempt to preclude either of us from full access to all discovery in any regulatory proceeding.

5. The only protective order that has ever specifically named John Dosker or Mark Ward was issued by a Federal Court in West Virginia where Stand Energy is lead Plaintiff against Columbia Gas Transmission that is pending class action certification alleging, inter alia, violations of the Sherman Anti-Trust Act. John Dosker and Mark Ward were required to individually sign the West Virginia Protective Order.

6. Stand Energy has often been subject to confidentiality agreements or orders in state regulatory proceedings. However, our experience has been that rarely are true "confidential information" or "trade secrets" ever involved in state regulatory proceedings. After all, we're usually talking about publicly traded companies utilizing ratepayer assets.

7. My duties at Stand Energy are wide-ranging. They include, inter alia, contract formation and negotiation; corporate record keeping; drafting communications and press releases; corporate financial and banking matters; preparing/filing UCC financing statements; responsible for all collections (on over \$200 million dollars in natural gas sales in 2007); bankruptcy review and advocacy; real estate drafting (related to pipeline by-passes); internal management and


human resource issues (I am also the office manager) and regulatory advocacy and litigation.

8. Regardless of the conclusion advanced by counsel for AEM, I am not involved in competitive decision making at Stand Energy. I do not participate or render advice in all of the corporation's decisions. I am not involved in any way in pricing the natural gas that Stand Energy sells. All pricing decisions are made by others in the organization without any input from me. Stand Energy has a separate marketing department, which includes several in-house sales people for local sales and sales affiliates (Independent Contractors) in various states where we do business.

9. The parties in this case sell natural gas, so there is no confidential "product design" to be compromised.


John Marshall Dosker

Sworn and subscribed before me
This 9th day of January, 2008


Notary Public

My Commission Expires _____
DONNA M. DIRR
Notary Public, State of Ohio
My Commission Expires 04-03-2012

EXHIBIT 2

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

IN RE: DOCKET TO EVALUATE)	
ATMOS ENERGY CORPORATION'S)	
GAS PURCHASES AND RELATED)	DOCKET NO. 07-00225
SHARING INCENTIVES)	

AFFIDAVIT OF MARK WARD

Affiant, Mark Ward, having been first duly sworn and cautioned, states as follows:

1. My full name is Mark Ward. My business address is Stand Energy Corporation, 1077 Celestial Street, Suite 110 Cincinnati, OH 45202-1629. I am Vice-President of Regulatory Affairs for Stand Energy Corporation.

2. I served as a consultant to Stand Energy from July 1999 until August 2003 when I accepted my present position. My responsibilities include regulatory, operational and marketing issues relating to gas transportation service to Stand Energy's industrial and large commercial customers, which I will discuss below in more detail.

3. I graduated from the University of Wisconsin in 1966 with a B.S. in Civil Engineering. I am a registered Professional Engineer in the State of Ohio. From 1966 through 1984 and from 1986 through 1999, I was employed by Columbia Gas Distribution Companies, except for four years of active duty service in the United States Air Force from 1968 through 1972. I was employed by Mountaineer Gas Corporation during the period 1984 through 1986.

4. During the period 1989 through 1999, I was Director of Gas Transportation Services for the Columbia Gas Distribution Companies (Columbia Gas of Virginia; Columbia Gas of Maryland, Columbia Gas of Kentucky, Columbia Gas of Ohio, and Columbia Gas of Pennsylvania). During that time I led the five (5) Distribution Companies' transformation from a predominantly merchant function to a predominately transportation function under which about 60% of the total gas throughput of the Distribution Companies was customer-owned gas being transported for those customers for delivery to them. I spearheaded the development of Columbia's Electronic Bulletin Board (EBB) customer nomination system. I was also involved in the development of customer choice programs for five Columbia distribution companies.

5. Prior to becoming Director of Gas Transportation Services in 1989, I had been responsible for gas sales to industrial customers for Columbia in Ohio and Kentucky and earlier had been involved in all phases of sales to residential and commercial customers in central Ohio.

6. From 1984 to 1986, I was the Director of Marketing for Mountaineer Gas Corporation, which delivered approximately 55 billion cubic feet (bcf) of gas to its customers annually.

7. Stand Energy Corporation has assigned me and John Dosker to participate in proceedings involving Atmos Energy before the Tennessee Regulatory Authority. John Dosker and I routinely represent Stand Energy in all regulatory matters involving Stand Energy.

8. This is the first time in my professional career that any regulated utility or any marketer (regulated or unregulated) has ever found it necessary or appropriate to attempt to preclude me from full access to all discovery in any regulatory proceeding.

9. The only protective order that has ever specifically named me was issued by a Federal Court in West Virginia where Stand Energy is lead Plaintiff in a case against Columbia Gas Transmission (pending Federal class action certification) alleging, inter alia, violations of the Sherman Anti-Trust Act. I was required to individually sign the West Virginia Protective Order.

10. Stand Energy has often been subject to confidentiality agreements or orders in state regulatory proceedings. However, my experience has been that rarely are true "confidential information" or "trade secrets" ever involved in state regulatory proceedings.

11. My duties at Stand Energy include regulatory, operational and marketing issues relating to gas transportation service to Stand Energy's industrial and large commercial customers. My involvement in operational issues consists of explaining tariff changes that affect operational issues at Stand to employees and Sales Affiliates (Independent Contractors). Essentially I liaise between the regulatory and operations and sales functions. I assist Marketing personnel in understanding various LDC tariffs. I continue to function as a Stand Energy Affiliate, serving twelve (12) customers of my own on the Columbia Gas of Ohio

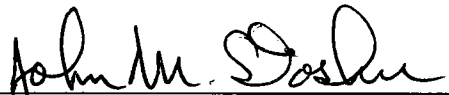
system acquired in the late 1990's. I am not aware that any Atmos entity operates in the State of Ohio.

12. I am not involved in competitive decision making at Stand Energy. I am not involved in any way in pricing the natural gas that Stand Energy sells. All pricing decisions are made by others in the organization without any input from me.

13. The parties in this case sell natural gas so there is no confidential "product design" to be compromised.


Mark Ward

Sworn and subscribed before me
This 9th day of January, 2008


Notary Public

JOHN M. DOSKER
Notary Public, State of Ohio
My Commission Expires 03-25-2012

My Commission Expires 3/25/2012