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June 17, 2008

Sharla Dillon, Docket Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37238

VIA HAND DELIVERY

filed electronically in docket office on 06/17/08
Docket No. 07-00251

**RE: Petition of Atmos Energy Corporation for a Waiver to Permit the Limited
Use of Polyethylene Piping**

Dear Ms. Dillon:

Enclosed are five copies of the Affidavit of Earnest B. Napier for filing in the above-referenced matter. We should receive the original of this Affidavit shortly and will hand deliver it to the Authority immediately upon its receipt.

This Affidavit is also being provided in electronic format via e-mail.

Best regards.

Sincerely,

A. Scott Ross

ASR:prd

Enclosures

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

IN RE:

) DOCKET NO.
) 07-00251

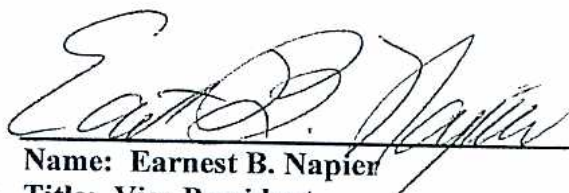
APPLICATION OF ATMOS ENERGY CORPORATION
FOR A WAIVER OF SECTIONS 192.121 AND 192.123
OF PART 192 OF TITLE 49 CODE OF FEDERAL
REGULATION

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AFFIDAVIT

I, Earnest B. Napier, being duly disposed and sworn, do hereby affirm the following:

- 1. I am the Vice President - Technical Services of Atmos Energy Corporation.**
- 2. As Vice President my responsibility is to ensure that the Company operates its local distribution system in a manner that emphasizes the goals of public safety, system reliability and efficiency.**
- 3. On June 16, 2008, Atmos delivered to newspapers of general circulation in the Company's service territories within the State of Tennessee notice of the Public Hearing in the referenced docket that is scheduled for June 23, 2008 at 1:00 PM. On that same day said notice was posted in the Company's local offices. A copy of said notice and is attached to this Affidavit.**
- 4. I am giving this Affidavit for the purpose of demonstrating that proper notice to the public was given as to the Public hearing of the Tennessee Regulatory Authority at which the issue of the request for waiver of Section 192.121 and 192.123 of Part 192 of Title 49 Code of Federal Regulation would be considered.**



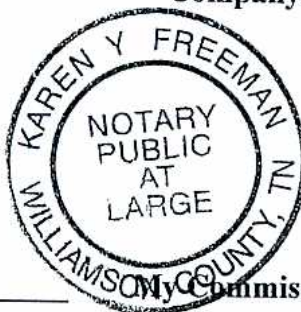
Name: Earnest B. Napier

Title: Vice President

Technical Services

Company: Atmos Energy Corporation

Sworn to and subscribed before me
This 16th day of June, 2008





My Commission expires: 2/26/2012

LEGAL NOTICE

Notice is hereby given that Atmos Energy Corporation ("Atmos") filed with the Tennessee Regulatory Authority (the Authority) on November 13, 2007 a Petition, in Docket No. 07-00251 requesting a waiver from Title 49 Code of Federal Regulations Part 192, Sections 192.121 and 192.123 to allow the limited use of polyethylene (PE) piping systems within its gas distribution systems. Atmos proposes to install no more than five miles of PE 2708, PE 3710 and PE 4710 piping in various locations using a 0.40 design factor in calculating maximum design operating pressures up to 125 psig. A complete copy of Atmos' Petition is on file with the Tennessee Regulatory Authority.

This matter will be heard before the Tennessee Regulatory Authority at 1:00 p.m. on Monday, June 23, 2008 in the Hearing Room, 460 James Robertson Parkway, Nashville, Tennessee. This notice is pursuant to Commission Rule 1220-4-1-05.