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IN THE TENNESSEE REGULATORY AUTHORITY
AT NASHVILLE, TENNESSEE

In re: Petition of Atmos Energy Corporation	**)**	
for Approval of Adjustment of Its Rates and	**)**	**Docket No. 08-00197**
Revised Tariff	**)**	

FIRST DISCOVERY REQUEST OF THE CONSUMER ADVOCATE AND PROTECTION DIVISION TO ATMOS ENERGY CORPORATION

To: Atmos Energy Corporation
c/o William T. Ramsey
A. Scott Ross
Neal & Harwell, PLC
One Nashville Place, Suite 2000
150 Fourth Avenue North
Nashville, TN 37219

This Discovery Request is hereby served upon Atmos Energy Corporation, ("Atmos" or "Company"), pursuant to Rules 26, 33, 34 and 36 of the Tennessee Rules of Civil Procedure and Tenn. Comp. R. & Reg 1220-1-2-.11. We request that full and complete responses be provided pursuant to the Tennessee Rules of Civil Procedure. The responses are to be produced at the Office of the Tennessee Attorney General and Reporter, Consumer Advocate and Protection Division, 425 Fifth Avenue North, Nashville, Tennessee 37243, c/o Timothy C. Phillips

PRELIMINARY MATTERS AND DEFINITIONS

Each discovery request calls for all knowledge, information and material available to the Company, as a party, whether it be the Company's, in particular, or knowledge, information or material possessed or available to the Company's attorney or other representative.

These discovery requests are to be considered continuing in nature, and are to be supplemented from time to time as information is received by the Company which would make a prior response inaccurate, incomplete, or incorrect. In addition, the Attorney General requests that the Company supplement responses hereto with respect to any question directly addressed to the identity and location of persons having knowledge of discoverable matters, and the identity of each person expected to be called as an expert at hearing, the subject matter on which the expert is expected to testify, and the substance of the expert's testimony.

These discovery requests are to be interpreted broadly to fulfill the benefit of full discovery. The singular of any discovery request includes the plural and the plural includes the singular. To assist you in providing full and complete discovery, the Attorney General provides the following definitional guidelines and instructions.

The terms "and" and "or" shall be construed conjunctively or disjunctively as necessary to include any information that might otherwise be construed outside the scope of these requests.

The term "communication" means any transmission of information by oral, graphic, pictorial or otherwise perceptible means, including but not limited to personal conversations, telephone conversations, letters, memoranda, telegrams, electronic mail, newsletters, recorded or handwritten messages, or otherwise.

For purposes of these discovery requests, the term "you" shall mean and include: Atmos Energy Corporation and all employees, agents and representatives thereof.

The term "person" or "persons" as used herein refers to any natural person, corporation, firm, company, sole proprietorship, partnership, business, unincorporated association, or other entity of any sort whatsoever. Where a company or organization is the party being served, all responses must include the company's response. Moreover, the company's designated person for responding must assure that the company provides complete answers. *A complete answer must provide a response which includes all matters known or reasonably available to the company*.

The term "identity" and "identify" as used herein, with respect to any person, means to provide their name, date of birth, current residence address, current residence telephone number, current business address, current business telephone number, and the occupation or job title of that person; with respect to an entity, those terms mean to provide the name by which said entity is commonly known, the current address of its principal place of business, and the nature of business currently conducted by that entity; with respect to any document, those terms mean to provide the date of the document, the nature of the document, the title of the document, the reference number (if any) of the document, and the current location of the document, including the identity of the person or entity in possession of the document.

The term “document” as used herein, means any medium upon which intelligence or information can be recorded or retrieved, such as any written, printed, typed, drawn, filmed, taped, or recorded medium in any manner, however produced or reproduced, including but not limited to any writing, drawing, graph, chart, form, workpaper, spreadsheet, note, photograph, tape recording, computer disk or record, or other data compilation in any form without limitation. Produce the original and each copy, regardless of origin or location, of any book, pamphlet, periodical, letter, note, report, memorandum (including memoranda, note or report of a meeting or conversation), spreadsheet, photograph, videotape, audio tape, computer disk, e-mail, or any other written, typed, reported, transcribed, punched, taped, filmed, or graphic matter, however produced or reproduced, which is in your possession, custody or control or which was, but is no longer, in your possession, custody, or control. If any such document was, but no longer is, in your possession or control, state what disposition was made of it and when. If a document exists in different versions, including any dissimilar copies (such as a duplicate with handwritten notes on one copy), each version shall be treated as a different document and each must be identified and produced.

If you produce documents in response to these discovery requests, produce the original of each document or, in the alternative, produce a copy of each document and identify the location of the original document. If the “original” document is itself a copy, that copy should be produced as the original.

If any objections are raised on the basis of privilege or immunity, include in your response a complete explanation concerning the privilege asserted.

If you contend that you are entitled to refuse to fully answer any of this discovery, state the exact legal basis for each such refusal.

If any of the interrogatories are not answered on the basis of privilege or immunity, include in your response to each such interrogatory a written statement evidencing:

(a) the nature of the communication;

(b) the date of the communication;

(c) the identity of the persons present at such communication; and

(d) a brief description of the communication sufficient to allow the Authority to rule on a motion to compel.

If, for any reason, you are unable to answer a discovery request fully, submit as much information as is available and explain why your answer is incomplete. If precise information cannot be supplied, submit 1) your best estimate, so identified, and your basis for the estimate and 2) such information available to you as comes closest to providing the information requested. If you have reason to believe that other sources of more complete and accurate information exist, identify those sources.

If any information requested is not furnished as requested, state where and how the information may be obtained or extracted, the person or persons having knowledge of the procedure and the person instructing that the information be excluded.

FIRST DISCOVERY REQUESTS

1. Please update MFR 4 to provide the Company's 10K report for the fiscal year ended September 30, 2008.

   RESPONSE:

2. Please update MFR 8 to provide a detailed General Ledger for August 2008 and September 2008 for Companies 002, 012, 091, and 093.

   RESPONSE:

3. Please update MFR 10 to provide a detailed Trial Balance for the fiscal year ended September 30, 2008, for Companies 002, 012, 091, and 093. Please provide in Excel format.

RESPONSE:

4. Please update MFR 11 to provide a Tennessee-only income statement for the fiscal year ended September 30, 2008.

RESPONSE:

5. Please update MFR 14 to provide a list of outside professional services, as recorded in NARUC Account No. 923, provided to the Company for August 2008 and September 2008, showing the nature of each service and the total charge for each service.

RESPONSE:

6. Please identify outside professional services provided in response to MFR 14 and Discovery Request No. 5, above, that are nonrecurring. For each nonrecurring professional service, please explain the business reasons for acquiring the service.

RESPONSE:

7. Please update MFR 18 to provide the number of the Company’s customers by rate classification and by month for the months of October 2003 through September 2004 and August 2008 through September 2008.

RESPONSE:

8. Please update MFR 19 to provide the number of net customer additions by rate class for the months of October 2003 through May 2006 and July 2008 through September 2008.

RESPONSE:

9. Please update MFR 27 to provide special contract customers and their usage by month for the months of October 2003 through June 2007 and July 2008 through September 2008.

RESPONSE:

10. Please specifically identify by name each special contract customer contained in Schedule PJC-3 attached to the pre-filed testimony of Patricia J. Childers.

RESPONSE:

11. Please provide a history of volumes and rates that comprise Other Revenues by account (including, but not confined to, account numbers 4870 and 4880), by month, for the last five fiscal years ended September 30, 2008.

RESPONSE:

12. Please describe in detail all the steps the Company takes to compute its monthly gross margins reported on the 3.03 surveillance reports, including, but not confined to, the Company's procedures for estimating unbilled revenues, unearned revenues, and any amortizations or adjustments, such as Barnsley storage. Please include in your response a description of the types of financial transactions included in each step of the margin

calculation, as well as identification of the source documents and records used in the calculation.

RESPONSE:

13. Please provide a reconciliation of the 12-Months-To-Date gross margin reported on the June 2008 3.03 surveillance report to Schedule PJC-1, columns (f) and (i), attached to the pre-filed testimony of Patricia J. Childers.

RESPONSE:

14. Please provide the following WNA information by customer class (Residential/PA and Commercial) for each of the four locations described in the Company's WNA Rider (T.R.A. No. 1, 2nd Revised Sheet No. 51) for each of the last four fiscal years ended September 30, 2008:

a. Volumes;

b. Actual degree days; and

c. Normal degree days.

RESPONSE:

15. Please provide the following information by customer location or town, by class (Residential, Commercial, Industrial, Public Authority, Transportation, and Special Contract), by rate structure (Rate Schedule 210 through Rate Schedule 293), and by rate block (Block 1 through Block 3) for each of the last four fiscal years ended September 30, 2008:

a. Number of customers; and

b. Volumes.

RESPONSE:

16. Please provide by customer location or town the number of customers receiving the senior citizens low-income discount for each of the last four fiscal years ended September 30, 2008.

RESPONSE:

17. Please provide the Company's supporting documentation and analysis in working excel format (numbers and formulas) for the 1.6% customer growth rate and the 1.5% rate of declining customer usage presented in Ms. Childers' pre-filed testimony. Please include in your response the documents and data the Company examined to arrive at the following projections for forecasting attrition year revenues:

a. The number of customers receiving the senior citizens low-income discount;

b. The residential and commercial customer growth rates; and

c. The rate of declining customer usage.

RESPONSE:

18. Please provide the following information regarding the Environmental Cost Recovery Rider (ECRR):

a. Total actual deferred costs by account as of September 30, 2008; and

b. Total amount billed through the ECRR by account as of September 30, 2008.

RESPONSE:

19. Please update MFR 29 to provide the gross and net expense after deducting salaries and wages, by month, for all NARUC and FERC accounts 700 through 932 for August 2008 and September 2008.

RESPONSE:

20. Please provide the regular salary and wage rate by employee for Company 093 as of September 30, 2008. Please denote in your response by hourly and salary employees; also identify any part time employees.

RESPONSE:

21. Please provide the following information by employee for Company 093 for each month of the fiscal year ended September 30, 2008.

a. Total hours;

b. Total pay;

c. Regular hours;

d. Regular pay;

e. Overtime hours;

f. Overtime pay;

g. Hours transferred out to other jurisdictions;

h. Pay transferred out to other jurisdictions; and

i. Business reason for hours and pay transferred out to other jurisdictions.

RESPONSE:

22. Please provide the hiring date and termination date by employee for Company 093 from June 1, 2007 through September 30, 2008.

RESPONSE:

23. Please provide the total hours and total pay by employee and by jurisdiction transferred in to Tennessee from other jurisdictions for each month of the fiscal year ended September 30, 2008. Please state the business reasons for hours and pay transferred in to Tennessee from other jurisdictions and identify the amount of transferred in pay that was capitalized and the amount of transferred in pay that was expensed.

RESPONSE:

24. Please update MFR 32 to provide by month the amount and percentage of total payroll capitalized on a total Company, total LDC, and Tennessee only basis for August 2008 and September 2008.

RESPONSE:

25. Please provide all documentation, work papers, and calculations supporting the Tennessee Labor amounts for the Attrition Period as shown on Company Schedule GW-2. Include in your response the total Company 093 wages for the Attrition Period.

RESPONSE:

26. Please update MFR 37 to provide the latest actuarial studies for pension expense and liabilities (FAS 87) and post employment benefits other than pensions (FAS 106) that are anticipated at the end of October 2008.

RESPONSE:

27. Please provide the actual and forecasted FAS 87 pension amounts by FERC account charged directly to Tennessee (Company 093) and allocated to Tennessee (Companies 002, 012, and 091) for the fiscal years 2006 through 2012 and the attrition year ending March 31, 2010. Include in your response the expense amounts and the capitalized amounts by type of plan, by month, by period, and by company.

RESPONSE:

28. Please provide the actual and forecasted ERISA Pension Account Plan amounts by FERC account charged directly to Tennessee (Company 093) and allocated to Tennessee (Companies 002, 012, and 091) for the fiscal years 2006 through 2012 and the attrition year ending March 31, 2010. Include in your response the expense amounts and the capitalized amounts by account, by month and by company.

RESPONSE:

29. Please provide the actual and forecasted Annual Incentive Plan for Management, Long-Term Incentive Plan, and Variable Pay Plan amounts by FERC account charged directly to Tennessee (Company 093) and allocated to Tennessee (Companies 002, 012, and 091) for the fiscal years 2006 through 2010 and the attrition year ending March 31,

2010. Include in your response the expense amounts and the capitalized amounts by type of plan, by month, by year, and by company.

RESPONSE:

30. Please provide each amount as shown on Schedule GW-2 attached to the pre-filed testimony of Gregory K. Waller by FERC account. Include in your response a mapping from each amount on Schedule GW-2 to each FERC account.

RESPONSE:

31. Please provide each amount as shown by line on Schedule GW-2 attached to the pre-filed testimony of Gregory K. Waller in the format of the TRA surveillance report, Lines 6 through 11. The amounts for the test period should reconcile to the June 2008 12-Months-to-Date TRA 3.03 surveillance report. Include in your response a mapping from each amount on Schedule GW-2 to each line item on the TRA surveillance report.

RESPONSE:

32. Please update the information provided in items 30 and 31, above, for the fiscal year ended September 30, 2008.

RESPONSE:

33. Please provide the amount of environmental cost amortization by FERC account included in; (a) the Company's test period; (b) the TRA 3.03 surveillance report for the 12-

Months-To-Date June 2008; (c) the fiscal year ended September 30, 2008; and (d) the attrition year ending March 31, 2010.

RESPONSE:

34. Please provide all employee expense reports with invoices and receipts for the fiscal year ended September 30, 2008 for the Company, the Division General Office, and SSU.

RESPONSE:

35. Please provide all vouchers in excess of $5,000 charged to Company 093 for nonrecurring items by FERC account, by month, by payee, for the fiscal year ended September 30, 2008.

RESPONSE:

36. Please update MFR 43 to provide the amount of direct and allocated charges to the LDC from its Parent, Multi-State Utility, or Affiliated Utility Service Company, by account, for June 2007 and for July 2008, August 2008 and September 2008.

RESPONSE:

37. Please supplement MFR 44 to provide the amount of lobbying expenses, charitable contributions, social club memberships and athletic events allocated to Tennessee from SSU and Division General Office or charged directly to Tennessee, by month, by FERC

account, by payee, for the Company's test period ended June 30, 2008, and for the fiscal year ended September 30, 2008.

RESPONSE:

38. The Company's attrition period Shared Services O&M and Division General Office O&M are increasing by 18% (from a total base of $7.4M to a forecast of $8.7M). Please provide the Company's analysis and supporting documentation for the 18% growth rate. Please include in your response a discussion of all the assumptions used to develop the 18% growth rate.

RESPONSE:

39. Please provide the following Company 093 Uncollectible Expense (Write Offs) information by month from June 2007 through September 2008:

a. Total write offs;

b. PGA write offs;

c. Customer payments;

d. PGA payments; and

e. Net write offs.

RESPONSE:

40. Please provide the 2007 property tax bills (due in March 2008) for each taxing jurisdiction in Tennessee.

RESPONSE:

41. Please update MFR 47.f. to provide the Employer's Quarterly Contribution Report to the Tennessee Department of Employment Security for the first, second, and third quarters of 2008.

RESPONSE:

42. Please update MFR 48 to provide the following Federal Income Tax data for the Tennessee Operations for the fiscal year ended September 30, 2008:

a. The calculation of the LDC's federal income tax expense. The calculated amount should reconcile to the amount reported on the Tennessee PSC 3.03 surveillance reports;

b. A detailed calculation of the permanent book and tax differences;

c. A detailed calculation of the temporary book and tax differences;

d. Operating federal income taxes deferred – accelerated depreciation;

e. Federal income taxes – operating; and

f. Income credits resulting from prior deferrals of federal income taxes.

RESPONSE:

43. Please update MFR 51 to provide monthly plant additions and retirements by account number for July 2008 through September 2008. Please provide the requested information in the same format as provided in your response to MFR 51.

RESPONSE:

44. Please provide the following information regarding Plant in Service and Accumulated Depreciation by company, by service area, by division, and by account or subsidiary account as of September 30, 2008:

a. Account number;

b. Account name and description;

c. Plant account balance;

d. Current depreciation rate;

e. Proposed depreciation rate;

f. Accumulated depreciation balance; and

g. Net book value.

RESPONSE:

45. Please provide the forecasted plant additions, plant retirements, salvage, and costs of removal by company, by service area, by division, by account, and by month from October 2008 through March 2010.

RESPONSE:

46. Please update MFR 56 to provide actuals through September 2008. Please provide the updated information for the same accounts and in the same format as provided in your response to MFR 56.

RESPONSE:

47. Please provide the calculation of the Tax Expansion Factor (Gross Revenue Conversion Factor) and all supporting documentation and work papers.

RESPONSE:

48. Provide Atmos's end-of-month short term debt balances for each month from Jan 2007 to Dec 2008.

RESPONSE:

49. Provide Atmos's short term debt balances as of the 15th day of each month for each month from Jan 2007 to Dec 2008.

RESPONSE:

50. Provide Atmos's short term debt costs, in dollars, for each month from Jan 2007 to Dec 2008.

RESPONSE:

51. Provide copies of all short-term debt, commercial paper and credit line agreements executed by Atmos and now in effect.

RESPONSE:

52. If Atmos expects any changes in the terms of short-term debt, commercial paper and credit line agreements now in effect, or any changes in the interest rates charged in such agreeements, or any new agreements regarding short-term debt, commercial paper or credit lines, then describe the changes Atmos expects and identfiy the Atmos witnesses who discuss such changes.

RESPONSE:

53. For Atmos and the comparable companies chosen by Dr. Vander Weide, provide the EPS growth estimates made by I/B/E/S on March 31, June 30, September 30 and December 31 for each year from 2004 through 2008.

RESPONSE:

54. Provide copies of all documents, studies and reports created during or after 2003 where Atmos or its Board has discussed or considered changing its dividend payout ratio.

RESPONSE:

55. Provide a copy of all documents, studies, and reports where Atmos or Dr. Vander Weide estimated the actual returns to Atmos shareholders for each fiscal year from 2004-2008 and for each calendar year from 2004-2008.

RESPONSE:

56. Provide copies of all proxy statements sent to Atmos's shareholders from 2004 through 2008.

RESPONSE:

57. Provide copies of all business plans prepared by Atmos from 2004 through 2008.

RESPONSE:

58. Provide a copy of all Atmos's internal documents reviewed by Dr. Vander Weide.

RESPONSE:

59. Provide copies of all forecasts prepared by Atmos since October 1, 2003 where Atmos forecasted its earnings per share, dividends per share and share price.

RESPONSE:

60. Dr. Vander Weide claims that “it is most appropriate to estimate future experience from long-run evidence of investment performance”, therefore provide copies of all

assessments or evaluations of Atmos's long run investment performance performed by Dr. Vander Weide.

RESPONSE:

61. Dr. Vander Weide claims that “it is most appropriate to estimate future experience from long-run evidence of investment performance”, therefore provide copies of all assessments or evaluations of each comparable company's long run investment performance performed by Dr. Vander Weide.

RESPONSE:

62. Provide copies of all of Dr. Vander Weide's testimonies, reports, and opinions filed in any jurisdiction since January 1 2005.

RESPONSE:

63. Provide copies of any study or report performed by Atmos or on its behalf where Atmos' proposed rate increase is evaluated for its financial impact on its customers in Tennessee.

RESPONSE:

64. Is an examination of the current state of the economy essential for understanding the current level of capital market costs? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

65. Is an expected return that is appropriate in theory always appropriate in the current state of the economy? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

66. Is the return from a stock portfolio equal to the sum of the annual dividends received and capital gain (or loss) during the year(s) in which a stock is held? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

67. According to basic financial theory, is the required rate of return on an investment related to the uncertainty of the investment's future cash flows? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

68. Are investors only concerned with the future stream of cash flows they expect to receive from their investment? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

69. Do investors value an investment in a firm's stock because they expect to receive a sequence of dividend payments and, perhaps, expect to sell the stock at a higher price sometime in the future? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

70. Do investors who buy a stock that pays dividends always expect to make a capital gain on a sale of the stock? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

71. Do investors who always expect to make a capital gain on a sale of the stock see the stock as having any risk? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

72. Do investors, in practice, recognize a stock's actual returns when they value stocks? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

73. Does Dr. Vander Weide's expected equity return in this docket have to be consistent with the actual dividends and actual capital gains which Atmos's shareholders receive? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

74. In practice, do investors' change their expected returns when the investors' actual returns do not match the investors' expected returns? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

75. In general, when investors sell Atmos's stock, is the stock's buyer Atmos? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

76. Dr. Vande Weide claims that the demand for the services of Atmos in Tennessee is uncertain. What impact does the uncertainty have on the decsions of Atmos to reinvest its Tennessee revenue in Tennessee-plant? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

77. In general, is the percentage of earnings that Atmos pays out as dividends uncertain? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

78. Is it reasonable to expect that investors place greater weight on a single Value Line's beta rather than an average of betas from different sources? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

79. Should Dr. Vander Weide's make an adjustment to lower Value Line's betas for the comparable-company-group to account for their lower financial risk, since he calculated the comparable companies' capital structure from their market values instead of their

book values? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

80. Does Atmos expect its equity return in Tennessee to decline? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

81. Do analysts rely on company-management's word for the company's forecasted earnings? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

82. Are analysts forecasts' sometimes unreliable? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

83. Is an expected return reliable only if the expected return matches actual return? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

84. Does a beta measure the uncertainty of the investment's future cash flows or does a beta measure how closely an investment's market price follows an index? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

85. Do companies with the same beta necessarily have the same uncertainty about future cash flows? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

86. Why has Atmos's beta from Value Line risen in recent years, from .55 in June 2002, as shown in Value Line's records, to .85 as shown in Dr. Vander Weide's testimony? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

87. Does Dr. Vander Weide have the opinion that Atmos's risk has increased by 55 percent, which is the ratio of .85/.55 less one? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

88. Do investors have a start date and an end date when they employ a strategy of buying and holding a stock? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

89. How long does an investor have to hold a stock to have a predictable long-run return on the stock? Provide a detailed explanation of your response, including all supportive documents.

RESPONSE:

90. There are several points consisting of opinion, facts and sometimes a mixture of both in Dr. Vander Weide's testimony for which he provides no supporting material. If there is

such support, provide such, describing in detail how the material supports Dr. Vander Weide's statements.

RESPONSE:

91. Please identify each person who you expect to call as an expert witness at the hearing on the merits 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's 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 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:

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

RESPONSE:

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

RESPONSE:

94. Please produce copies of all hearing exhibits that you plan to introduce, use, or reference at the hearing on the merits in this docket.

RESPONSE:

95. Please produce copies of all documents -- including, without limitation, work papers, spreadsheets, summaries, charts, notes, exhibits, articles, journals, treatises, periodicals, publications, reports, records, statements, Internet web pages, or financial information -- relied upon by any of your witnesses in evaluating, reaching conclusions, or formulating an opinion in this matter.

RESPONSE:

96. a. Identify all information, documents and things filed in the present docket record, including all responses to discovery of the parties and data request from the TRA Staff, which Atmos produced in this docket and does not agree to stipulate to the authenticity of such information, documents and things in this proceeding.

b. For each separate piece of information, documents and things which Atmos produced in this docket and Atmos contends is not admissible as evidence describe in specific detail any objection(s) Atmos claims as to admissibility into the evidentiary record in this docket.

RESPONSE:

97. Please provide all working Excel (or other data files) containing the information provided in response to these request items and those provided previously in the MFR items.

RESPONSE:

RESPECTFULLY SUBMITTED,

ROBERT E. COOPER, JR. (BPR #10934
Attorney General and Reporter
State of Tennessee

TIMOTHY C. PHILLIPS (BPR #12751)
Senior Counsel
Office of the Attorney General
Consumer Advocate and Protection Division
P.O. Box 20207
Nashville, Tennessee 37202-0207
(615) 741-3533

Dated: November 4th, 2008.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petition to Intervene was served via U.S. Mail or electronic mail upon:

Patricia Childers
Vice President
Rates & Regulatory Affairs
Mid-States Division
Atmos Energy Corporation
810 Crescent Centre Drive, Ste. 600
Franklin, TN 37067-6226

William T. Ramsey, Esq.
A. Scott Ross, Esq.
Neal & Harwell, PLC
2000 One Nashville Place
150 Fourth Avenue North
Nashville, TN 37219-2498

Douglas C. Walther
Associate General Counsel
Atmos Energy Corporation
P.O. Box 650205
Dallas, TX 75265-0205

This the 4th day of November, 2008.

TIMOTHY C. PHILLIPS