

**IN THE TENNESSEE REGULATORY AUTHORITY  
AT NASHVILLE, TENNESSEE**

<b>IN RE:</b>	)	
	)	
<b>PETITION OF ATMOS ENERGY</b>	)	
<b>CORPORATION TO REVISE</b>	)	<b>DOCKET NO. 13-00111</b>
<b>PERFORMANCE BASED</b>	)	
<b>RATEMAKING MECHANISM RIDER</b>	)	
<b>IN TARIFF</b>	)	

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**PETITION TO INTERVENE**

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Robert E. Cooper, Jr., Attorney General and Reporter for the State of Tennessee, by and through the Consumer Advocate and Protection Division of the Office of the Attorney General ("Consumer Advocate"), pursuant to Tenn. Code Ann. § 65-4-118, respectfully petitions the Tennessee Regulatory Authority ("TRA" or "Authority") to grant the Consumer Advocate's intervention into this proceeding on behalf of consumers and the public interest, because the change in the Performance-Based Ratemaking Mechanism Rider proposed by Atmos Energy Corporation ("Atmos") may affect the interests of consumers.

For cause, Petitioner would show as follows:

1. The Consumer Advocate is authorized by Tenn. Code Ann. § 65-4-118 to represent the interests of Tennessee consumers of public utilities services by initiating and intervening as a party in proceedings before the Authority in accordance with the Uniform Administrative Procedures Act and Authority rules.
2. Atmos is a public utility regulated by the Authority and provides natural gas services to consumers located in the State of Tennessee.
3. Atmos has proposed to revise its Performance Based Ratemaking Mechanism Rider ("PBRM").

4. The PBRM is designed to provide an incentive to Atmos to purchase gas at the optimum price consistent with efficient operation and service reliability. The general idea is that the better the purchase price as measured by certain benchmarks, the more “savings” will accrue, with these “savings” to be shared by Atmos and consumers.

5. The proposed change in the mechanism seeks to remove a provision requiring readjustment of the “deadband,” one of the keys to computing any “savings,” at the end of each three-year period to 1% below the most recent annual audited results of the incentive plan.

6. This proposed change to the “deadband” may affect the computation of “savings” under the PBRM, thereby impacting the amount recovered by Atmos from consumers for commodity gas costs.

7. In addition, Atmos seeks other “housekeeping” changes to the tariff.

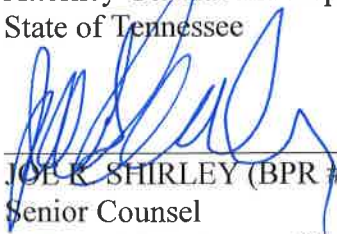
8. Only by participating in this proceeding can the Consumer Advocate work adequately to protect the interests of consumers.

WHEREFORE, Petitioner requests the Authority to grant the Petition to Intervene.

RESPECTFULLY SUBMITTED,



ROBERT E. COOPER, JR. (BPR #010934)  
Attorney General and Reporter  
State of Tennessee



JOEL R. SHIRLEY (BPR #22287)  
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Office of the Attorney General  
Consumer Advocate and Protection Division  
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CERTIFICATE OF SERVICE

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

Scott Ross  
2000 One Nashville Place  
150 Fourth Avenue North,  
Suite 2000  
Nashville, TN 37219-2498

This the 16<sup>th</sup> day of September, 2013.

  
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JOE SHIRLEY