

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

IN RE:

**PETITION OF ATMOS ENERGY
CORPORATION FOR ANNUAL
REVIEW OF RATES**

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Docket No. 14-00081

REQUEST FOR OFFICIAL NOTICE

Pursuant to Tenn. Code Ann. §§ 4-5-313(6)(A)(ii) and 4-5-314(d), Atmos Energy Corp. respectfully moves for the Authority to take official notice of the record in Authority Docket No. 12-00064. That docket was Atmos Energy's most recent general rate case. The agency record in that prior docket may be relevant to resolve one or more issues that may be presented by Atmos or other parties in this matter.

Section 4-5-313(1) of the Administrative Procedures Act provides that an agency "shall admit and give probative effect to evidence admissible in a court." And judicial notice of the record in another case is proper under the rules of evidence. *See, e.g., State v. Lawson*, 291 S.W.3d 864, 869-70 (Tenn. 2009). Section 4-5-313(6)(ii) of the APA further specifically authorizes the Authority to take official notice of "The record of other proceedings before the agency."

Wherefore, Atmos respectfully moves that the Authority take official notice of the record in Authority Docket No. 12-00064. The Consumer Advocate has advised that it does not oppose this motion.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served, via the method(s) indicated below, on the following counsel of record, this the 23rd day of September, 2014.

- ☐ Hand
- ☐ Mail
- ☐ Fax
- ☐ Fed. Ex.
- ☒ E-Mail

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