

IN THE TENNESSEE REGULATORY AUTHORITY
AT NASHVILLE, TENNESSEE

IN RE:

PETITION OF ATMOS ENERGY
CORPORATION TO REVISE
PERFORMANCE BASED
RATEMAKING MECHANISM
TARIFF RIDER

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DOCKET NO. 16-00028

PETITION TO INTERVENE

Herbert H. Slatery III, Attorney General and Reporter for the State of Tennessee, by and through the Consumer Protection and Advocate 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 because consumers’ interests, rights, duties or privileges may be determined or affected by the *Petition to Revise Performance Based Ratemaking Mechanism Tariff Rider* (“*Petition*”) filed on March 15, 2016, in this TRA Docket by Atmos Energy Corporation (“Atmos”). For cause, the Consumer Advocate 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. In its *Petition*, Atmos proposes to revise its Performance Based Ratemaking Mechanism Tariff Rider (“PBRM”) consistent with the recommendations of an independent consulting firm that Atmos retained pursuant to TRA Orders in Dockets 07-00225 and 13-00111.

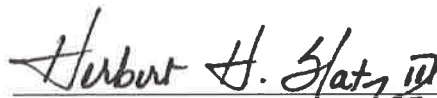
4. The PBRM is designed to provide an incentive for Atmos to purchase gas at the optimal price consistent with efficient operation and service reliability. Purchasing at the optimal price may generate savings, and the PBRM is designed to share those savings between Atmos and consumers.

5. Consumers have an interest in ensuring that the proposed recommendations create the proper incentives for Atmos to pursue optimal pricing through the establishment of appropriate benchmarks and savings-sharing ratios between Atmos and consumers. Consumers also have an interest in ensuring that savings are fairly and reasonably apportioned between Atmos and themselves.

6. 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 this *Petition to Intervene*.

RESPECTFULLY SUBMITTED,



HERBERT H. SLATTERY II (BPR #009077)
Attorney General and Reporter
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Dated: 3/21/10

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:

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This the 40th day of March, 2016.


ERIN MERRICK