

**IN THE TENNESSEE PUBLIC UTILITY COMMISSION  
AT NASHVILLE, TENNESSEE**

|                                 |   |                            |
|---------------------------------|---|----------------------------|
| <b>IN RE:</b>                   | ) |                            |
|                                 | ) |                            |
| <b>ATMOS ENERGY CORPORATION</b> | ) |                            |
| <b>ANNUAL RECONCILIATION OF</b> | ) | <b>DOCKET NO. 19-00076</b> |
| <b>ANNUAL REVIEW MECHANISM</b>  | ) |                            |

---

**PETITION TO INTERVENE**

---

Herbert H. Slatery III, Attorney General and Reporter for the State of Tennessee, by and through the Consumer Advocate Unit in the Financial Division of the Office of the Attorney General (Consumer Advocate), pursuant to Tenn. Code Ann. § 65-4-118, respectfully petitions the Tennessee Public Utility Commission (TPUC or Commission) 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 of Atmos Energy for Approval of 2019 Annual Reconciliation Filing (Petition) filed by Atmos Energy Corporation (Atmos Energy) on August 30, 2019, and docketed in this TPUC Docket No. 19-00076. 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 utility services by initiating and intervening as a party in any matter or proceeding before the Commission in accordance with the Uniform Administrative Procedures Act, Tenn. Code Ann. § 4-5-101 *et seq.*, and Commission rules.
2. Atmos Energy is a public utility regulated by the Commission and is in the business of transporting, distributing, and selling natural gas service.<sup>1</sup>

---

<sup>1</sup> Petition, page 2, paragraph 3.

3. Atmos Energy's principal place of business is located at Atmos Energy Corporation, 5430 LBJ Freeway, Suite 1800, Dallas, Texas 75240.<sup>2</sup>

4. The Petition implements the annual reconciliation process in connection with Atmos Energy's annual review mechanism (ARM), as approved in the Commission's Order Approving Settlement, filed on November 4, 2015, in TPUC Docket 14-00146 (which incorporated by reference the Stipulation and Settlement Agreement between the parties in that Docket).<sup>3</sup> Specifically, the Petition in this Docket No. 19-00076 is Atmos Energy's fourth annual reconciliation filing under the ARM, which aims to "true-up" the amounts projected for the attrition period in Docket No. 18-00067 (covering the period June 2018 through May 2019) to the actual costs that Atmos Energy incurred, as recorded in its financial books.<sup>4</sup>

5. The Petition requests an increase in rates in the amount of \$726,325, to be effective June 1, 2020, which represents the Annual Reconciliation Revenue Requirement (ARRR) from this reconciliation docket of \$(3,327,659)<sup>5</sup> and the netting of that amount with \$(4,053,984), the ARRR from Docket No. 18-00097.<sup>6</sup>

6. The interests of consumers, including without limitation the proposed increase in revenues to be included in any adjustment to rates charged to customers pursuant to this Docket, may be affected by determinations and orders made by the Commission with respect to (a) the interpretation, application, and/or implementation of Tenn. Code Ann. § 65-5-103(a), Tenn. Code Ann. § 65-5-103(d), and other relevant statutory and regulatory provisions, (b) the review and analysis of the documentation, financial spreadsheets, and materials provided by Atmos Energy,

---

<sup>2</sup> Petition, page 1, paragraph 1.

<sup>3</sup> Direct Testimony of Gregory K. Waller (Waller Testimony), as filed with the Petition, pages 2 -3.

<sup>4</sup> Waller Testimony, page 6, lines 8-10.

<sup>5</sup> Waller Testimony, page 4.

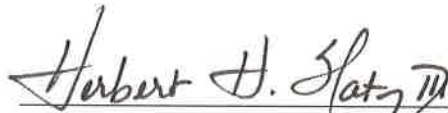
<sup>6</sup> Waller Testimony, page 4.

and (c) the interpretation, application, and/or implementation of the terms and conditions of the Commission's Orders in Docket Nos. 14-00146, 15-00089, 16-00013, 16-00105, 17-00012, 17-00091, 18-00067, 18-00097, and 19-00018, as well as the related settlement agreements as applicable in those Dockets.

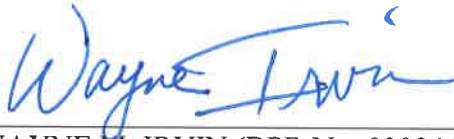
7. Only by participating as a party to this proceeding can the Consumer Advocate adequately carry out its statutory duty to represent the interests of Tennessee consumers.

Wherefore, the Consumer Advocate requests the Commission to grant this Petition to Intervene.

RESPECTFULLY SUBMITTED,



HERBERT H. SLATTERY III (BPR No. 09077)  
Attorney General and Reporter  
State of Tennessee



WAYNE M. IRVIN (BPR No. 030946)  
Senior Assistant Attorney General  
Office of the Tennessee Attorney General  
Financial Division, Consumer Advocate Unit  
P.O. Box 20207  
Nashville, Tennessee 37202-0207  
(615) 532-5512  
wayne.irvin@ag.tn.gov

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:

A. Scott Ross, Esq.  
Neal & Harwell, PLC  
1201 Demonbreun Street, Suite 1000  
Nashville, TN 37203  
sross@nealharwell.com

Mr. Mark Martin  
VP, Regulatory Affairs  
Atmos Energy Corporation  
3275 Highland Pointe Drive  
Owensboro, KY 42303  
(270) 685-8024  
mark.martin@atmosenergy.com

Douglas C. Walther, Esq.  
Kevin C. Frank, Esq.  
Associate General Counsel  
Atmos Energy Corporation  
P.O. Box 650205  
Dallas, TX 75265-0205  
doug.walther@atmosenergy.com  
kevin.frank@atmosenergy.com

This the 29<sup>th</sup> day of October, 2019.

  
\_\_\_\_\_  
Wayne M. Irvin