

TENNESSEE PUBLIC SERVICE COMMISSION

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**BEFORE THE TENNESSEE PUBLIC SERVICE COMMISSION
NASHVILLE, TENNESSEE**

March 8, 1996

IN RE: Tennessee Public Service Commission Rulemaking for all Gas Companies Regarding: Mergers and Acquisitions, Advertising and Sales Promotions, Large Customer Contract Flexibility, and Incentive Regulation for Gas Supply.

Docket No. 95-03829

ERRATA

Subsequent to the publishing of the Order in this proceeding which was issued March 5, 1996, the order was found to incorrectly refer to convening a contested case on pages one (1) and two (2). It is not the intent of the Commission to create a right which does not exist pursuant to statutory authority, therefore, in order to clarify this matter, it is asked that your copy of the order be corrected by attaching the enclosed replacement page.

Eddie Roberson
Interim Executive Director

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IN RE: Tennessee Public Service Commission Rulemaking for all Gas Companies Regarding: Mergers and Acquisitions, Advertising and Sales Promotions, Large Customer Contract Flexibility, and Incentive Regulation for Gas Supply.

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ORDER

This matter is before the Tennessee Public Service Commission upon its own motion.

BACKGROUND

The above-referenced docket file was opened on October 27, 1995. Pursuant to a notice by the Commission on October 30, 1995, various interested parties submitted comments to the Commission regarding the above-referenced proposed rules. After comments had been received on December 1, 1995, an informal workshop was held by the Commission staff on January 10, 1996. The purpose of the informal workshop was to solicit additional commentary regarding the content of the proposed gas utility rules. Subsequently, the staff submitted the final draft of the proposed rules to the Commission for consideration at the regularly scheduled Commission Conference of January 30, 1996. At that conference, the Commission in a unanimous vote approved the aforementioned rules. On March 5, 1996 these rules came before this Commission for adoption.

COMMISSION CONSIDERATION

This matter was considered at the regularly scheduled Commission Conference held on the March 5, 1996. The Commissioners in a unanimous vote adopted the proposed rules so that the rulemaking proceedings will advance in this matter, and that these rules will next be submitted to the office of the Attorney General pursuant to the requirements of T.C.A. § 4-5-211. Moreover, in adopting these rules, the Commission has also by unanimous vote expressly repealed Public Service Commission Rule 1220-4-5-.45, which specifically dealt with advertising by gas utilities. Furthermore, as noted in the transcript of the Commission Conference of January 30, 1996 since this is the process of rulemaking without a hearing, any interested party if they so chose, will be able to request a hearing in this matter only after publication of the proposed rules by the Secretary of State in the Tennessee Administrative Register.

At the time of the entry of this Order, no hearing can be requested. The appropriate time to request a hearing is within thirty (30) days of publication of these proposed rules as discussed above.