

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

DOCKET NO. 03A-484G

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IN THE MATTER OF THE JOINT APPLICATION OF ATMOS ENERGY CORPORATION AND COMFURT GAS, INC., FOR THE APPROVAL OF THE TRANSFER OF CERTAIN FACILITIES AND PROPERTIES FROM COMFURT GAS, INC., TO ATMOS ENERGY CORPORATION AND AUTHORIZING THE TRANSFER OF ALL CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY ISSUED TO COMFURT GAS, INC., FOR SAID NATURAL GAS FACILITIES AND PROPERTIES ON AN EXPEDITED BASIS PURSUANT TO THE COMMISSION'S MODIFIED PROCEDURES.

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**INTERIM ORDER OF  
ADMINISTRATIVE LAW JUDGE  
MANA L. JENNINGS-FADER  
VACATING PREHEARING CONFERENCE**

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Mailed Date: January 28, 2004

**I. STATEMENT**

1. On November 4, 2003, Atmos Energy Corporation and ComFurT Gas, Inc. (Applicants), filed their Verified Joint Application (Application). The Application commenced this proceeding.

2. On November 24, 2003, Staff of the Commission (Staff) intervened of right and requested a hearing in this matter. Staff is the only intervenor in this matter.

3. Pursuant to Decision No. R03-0009-I, a prehearing conference in this proceeding is scheduled for February 2, 2004.

4. On January 27, 2004, Applicants and Staff filed a Joint Motion to Approve Stipulation and Agreement in Resolution of Proceeding. A Stipulation accompanied the filing. If accepted by the Commission, the Stipulation will settle all issues in this docket.

5. As a result of the filing of the Stipulation, the prehearing conference scheduled for February 2, 2004, will be vacated.

6. The parties should be prepared to offer testimony in support of the Stipulation at the hearing scheduled for February 3, 2004.

**II. ORDER**

**A. It Is Ordered That:**

1. The prehearing conference scheduled for February 2, 2004, is vacated.
2. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Administrative Law Judge