

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

PROCEEDING NO. 19A-0224G

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IN THE MATTER OF THE APPLICATION OF ATMOS ENERGY CORPORATION FOR AN ORDER APPROVING ITS 2020-2022 NATURAL GAS DEMAND-SIDE MANAGEMENT PLAN.

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**INTERIM DECISION OF  
ADMINISTRATIVE LAW JUDGE  
ROBERT I. GARVEY  
GRANTING UNOPPOSED MOTION  
TO MODIFY PROCEDURAL SCHEDULE**

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Mailed Date: July 30, 2019

**I. STATEMENT**

1. On May 1, 2019, Atmos Energy Corporation (Atmos or Company) filed an application for an order approving the Company's 2020-2022 Natural Gas Demand Side Management Plan.

2. On May 29, 2019, Staff of the Public Utilities Commission (Staff) filed a Notice of Intervention, Entry of Appearance and Request for a Hearing. Staff listed two issues it intends to raise in discovery and any hearing.

3. On June 3, 2019, the Office of Consumer Counsel (OCC) filed an intervention by right and a request for hearing in this matter. The OCC stated three areas it intends to raise in discovery and any hearing.

4. On June 6, 2019, by minute entry, the Commission referred the matter to an Administrative Law Judge (ALJ).

5. On June 11, 2019, by Decision No. R19-0498-I, a prehearing conference was scheduled to be held on July 1, 2019, at 10:00 a.m.

6. On June 21, 2019, the Company filed its Unopposed Motion to Adopt Procedural Schedule, Vacate Prehearing Conference, and for Waiver of Response Time (Unopposed Motion to Adopt Procedural Schedule).

7. The Unopposed Motion to Adopt Procedural Schedule stated that counsel for the Company, Staff, and the OCC (collectively, the Parties) negotiated a proposed procedural schedule.

8. On June 26, 2019, by Decision No. R19-0547-I the Unopposed Motion to Adopt Procedural Schedule was granted and a procedural schedule was adopted.

9. On July 29, 2019, Atmos filed its Unopposed Motion to Modify Procedural Schedule and for Waiver of Response Time (Unopposed Motion). In the Unopposed Motion, Atmos states that the Parties have reached an agreement in principal and request the procedural schedule be modified to allow for the agreement to be memorialized and supporting testimony to be prepared. Specifically, the Parties request the remaining dates of the procedural schedule be vacated with the exception of the following agreed-upon dates:

Stipulation and Settlement Agreement  
and Supporting Testimony:<sup>1</sup>

August 15, 2019

Hearing on the Settlement:

October 3, 2019

10. Good cause is found to grant the Unopposed Motion. The undersigned ALJ shall determine if a hearing on the settlement is necessary after the filing of the settlement and the

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<sup>1</sup> A party may choose not to submit testimony. The failure to file testimony in favor of the settlement will not be considered an objection to the settlement.

testimony in support of the settlement. If a hearing is not necessary, the ALJ shall *sua sponte* vacate the scheduled hearing.

## II. ORDER

### A. It Is Ordered That:

1. The Unopposed Motion to Modify Procedural Schedule and for Waiver of Response Time (Unopposed Motion) filed on July 29, 2019, by Atmos Energy Corporation, is granted.
2. The procedural schedule shall be amended as stated in paragraph 9.
3. Response time to the Unopposed Motion is waived.
4. The Parties shall be held to the advisements in this Decision.
5. This Decision is effective immediately.

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

ROBERT I. GARVEY

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Administrative Law Judge