BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Joint Application of)
Atmos Energy Corporation and Liberty)
Energy (Midstates) Corp. for Authority to)
Sell Certain Missouri Assets To Liberty) Case No. GM-2012-0037
Energy (Midstates) Corp. and, in)
Connection Therewith, Certain Other)
Related Transactions.)

FILING MEMORANDUM

As reflected in Paragraph 11 of the Joint Application and, If Necessary, Motion for Waiver ("Joint Application") filed in this matter on August 1, 2011:

Pursuant to 4 CSR 240-3.210(C), a copy of the resolution of the board of directors of Atmos authorizing the sale and purchase of the subject assets and related transactions contemplated by the Agreement is attached as Appendix D. A certified copy of the Minutes of the Board of Directors of Algonquin authorizing the purchase of the subject assets and related transactions contemplated by the Agreement is presently unavailable and will be late-filed in accordance with Commission rule 4 CSR 240-3.210(3).

Joint Applicant Liberty Energy (Midstates) Corp. files herewith a complete Appendix D to be appended to the Joint Application previously submitted in this matter.

Respectfully submitted,

/s/ Larry W. Dority James M. Fischer MBN 27543

e-mail: jfischerpc@aol.com

Larry W. Dority

MBN 25617

e-mail: lwdority@sprintmail.com FISCHER & DORITY, P.C. 101 Madison Street, Suite 400 Jefferson City, Missouri 65101 Telephone: (573) 636-6758

Facsimile:

(573) 636-0383

Attorneys for Joint Applicants

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been emailed, mailed or hand-delivered this $15^{\rm th}$ day of August, 2011, to:

General Counsel Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102 Public Counsel Office of the Public Counsel P.O. Box 2230 Jefferson City, MO 65102

/s/ Larry W. Dority

Larry W. Dority