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August 24, 1998

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

FILED
AUG 24 1998
Missouri Public
Service Commission

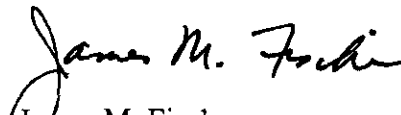
RE: Case No. OO-99-44

Dear Mr. Roberts:

Enclosed are the original and fourteen (14) copies of the Application to Intervene of Atmos Energy Corporation for filing in the above-referenced matter. A copy of the foregoing Application to Intervene has been hand-delivered or mailed this date to parties of record.

Thank you for your attention to this matter.

Sincerely,


James M. Fischer

/jr
Enclosures

cc: All Parties of Record

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

FILED
AUG 24 1998
Missouri Public
Service Commission

In the Matter of the Assessment Against)
the Public Utilities in the State of Missouri) Case No. OO-99-44
for the Expenses of the Commission for the)
Fiscal Year Commencing July 1, 1998.)

APPLICATION TO INTERVENE

COMES NOW Atmos Energy Corporation ("Atmos") and pursuant to 4 CSR 240-2.075 respectfully requests that the Commission grant Atmos the right to intervene in this proceeding. In support of this Application, Atmos states as follows:

1. On July 28, 1998, West Elm Place Corporation, The Empire District Electric Company, St. Joseph Light & Power Company, Arkansas Western Gas Company d/b/a Associated Natural Gas Company, Laclede Gas Company, Missouri-American Water Company and UtiliCorp United Inc. d/b/a Missouri Public Service (hereinafter "The Companies") filed an Application for Rehearing and Stay pursuant to Section 386.500, RSMo 1994¹, and 4 CSR 240-2.160, seeking rehearing regarding the Commission's June 29 Supplemental Order No. 52² ("Order 52") in Case No. 11,110. The Commission established Case No. OO-99-44 to address the Application for

¹ All statutory references are to Revised Statutes of Missouri 1994, unless otherwise stated.

² Order 52 is the order in which the Commission has set out its assessments of expenses directly attributable to all groups of public utilities and also the amounts of expenses not directly attributable to any such group. The purpose of Order 52 was to make the public utility assessments provided for, pursuant to Section 386.370, for the Commission's fiscal year commencing July 1, 1998 (the 1999 fiscal year or FY99).

Rehearing and Stay. The Companies have requested the Commission to reconsider its decision in this order.

2. In its Order Regarding Application for Rehearing and Stay issued on August 5, 1998, the Commission established an intervention deadline of August 31, 1998.

IDENTITY OF APPLICANT

3. Atmos is a corporation organized and existing under the laws of the state of Texas and the commonwealth of Virginia with its principal place of business located at Three Lincoln Center, Suite 1800, 5430 LBJ Freeway, Dallas, Texas 75240. Atmos is a "gas corporation" and "public utility" pursuant to Sections 386.020(18) and (42) (RSMo. Cum. Supp. 1997), and has been granted a Certificate of Convenience and Necessity to provide natural gas service within the state of Missouri. Atmos conducts all of its utility activities in the state of Missouri through its divisions, Greeley Gas Company and United Cities Gas Company.

4. All correspondence, pleadings, orders and documents in this proceeding should be addressed to:

Mr. Douglas Walther, Esq.
Atmos Energy Corporation
P.O. Box 650205
Dallas, Texas 75265-0205
Telephone: (972) 855-3102

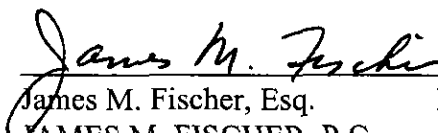
Mr. James M. Fischer
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APPLICANT'S INTEREST IN PROCEEDING

5. Atmos, through its divisions United Cities Gas Company and Greeley Gas Company, was assessed regulatory assessments, pursuant to Order 52. As a result, decisions in this proceeding potentially may affect the amount of Atmos' regulatory assessment in 1999, and may potentially affect its regulatory assessment in future years. As a result, Atmos' interest in this proceeding is different from that of the general public. Atmos' participation will aid the Commission in resolving the issues raised in this proceeding. Therefore, Atmos requests the opportunity to intervene and participate in this proceeding in order to monitor the case, and to protect its interests.

WHEREFORE, Atmos Energy Corporation respectfully requests the Commission to issue its Order Granting Intervention in this proceeding.

Respectfully submitted,


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Attorney for Atmos Energy Corporation

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered or mailed, postage prepaid, this 24th day of August, 1998, to:

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

Karen Winn, General Counsel
Office of the Commissioner of Administration
Capitol Building, Room 125
Jefferson City, MO 65101

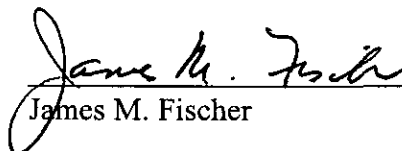
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