

Declining Use Per Customer Mitigation for Proxy Group Companies

COMPANY - JURISDICTION	REVENUE STABILIZATION ADJUSTMENT MECHANISM	WEATHER NORMALIZATION ADJUSTMENT	CUSTOMER CHARGE	VOLUMETRIC RATE STRUCTURE	OTHER SIGNIFICANT ADJUSTMENTS
ATMOS - KY	NO	YES	Residential \$7.50/mo; Firm Non-Resid. \$20/mo; Interr./Low Priority \$220/mo.	Declining block rate structure.	Gas Cost Adjustment – Rider GCA
ATMOS - TN	NO	YES	Residential \$9/mo summer, \$12/mo winter; C&I \$24/mo; Large C&I \$200/mo. <sup>1</sup>	Flat per unit rate.	Purchased Gas Adjustment Rider
ATMOS - MS	An earnings-based Automatic ROE Adjustment Mechanism provides rate stabilization and virtually ensures that Atmos will recover authorized revenue within established parameters. ( <i>Docket No. 92-UN-0230 Order October 1, 1992; Docket No. 05-UN-0503 Notice of Intent filed September 7, 2005, Prefiled testimony of Rebecca Buchanan filed September 7, 2005, Stipulation and Agreement filed October 3, 2005, Order October 7, 2005</i> )	YES	Residential \$6.95/mo; Intermediate Volume Service \$195.90/mo; Large Volume Service \$245.90/mo. <sup>2</sup>	Flat per unit rate.	Purchased Gas Adjustment Rider

<sup>1</sup> In 2005/06 rate case, Atmos-Tennessee proposed to redistribute normalized revenue between the customer charges and the volumetric charges. The proposal involved increasing the residential customer charge from \$6/mo to \$9/mo summer and \$12/mo winter and increasing the C&I customer charge from \$12/mo to \$24/mo. Atmos' proposal is revenue neutral, so a corresponding decrease in the volumetric rates would also occur. While an official order has not yet been filed, during the October 26, 2006 hearing the proposed rate structure was approved. (*TRA Docket No. 05-00258 Direct Testimony of Patricia J. Childers dated July 17, 2006, Director Miller's Motion sent to Chairman Kyle dated October 25, 2006, Transcript October 26, 2006, Tariff filed with TRA on November 28, 2006 and November 29, 2006.*)

<sup>2</sup> In 2005 rate case, Atmos-Mississippi redesigned rates to include a fixed customer charge recognizing that the revenues produced would vary less as a result of changes in the amount of volumes used. (*Docket No. 05-UN-0503 Notice of Intent filed September 7, 2005, Prefiled testimony of Rebecca Buchanan filed September 7, 2005, Stipulation and Agreement filed October 3, 2005, Order October 7, 2005*)

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ATMOS - LA	In May 2006 both divisions were permitted an earnings-based revenue stabilization clause (RSC) through June 1, 2009. Rates will be adjusted annually to achieve the authorized ROE (subject to a dead band for TLA). Any necessary increases will first be applied to the customer charge (limit to \$0.50 increase for residential, proportional for other customer classes), then any additional increase is applied to the commodity charge. Any necessary decrease will come from the commodity charge. <i>(Order No. U-28814 Consolidated (Corrected) May 25, 2006).</i>	YES	TLA Residential \$11/mo; TLA General \$11/mo; TLA Large General \$134.38/mo; LGS Residential \$11.50/mo; LGS General \$19.16/mo; LGS Large General \$127.78/mo. <sup>3</sup>	Flat per unit rate.	Purchased Gas Adjustment – Rider PGA

<sup>3</sup> The result of the annual rate adjustments to achieve the authorized ROE (i.e. rate increases are applied to the customer charge, and decreases are taken from the commodity charge) is that over time more revenues will come from fixed customer charges and less from variable commodity charges making revenues less dependent upon customer use. *(Order No. U-28814 Consolidated (Corrected) May 25, 2006)*

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ATMOS - TX (west)	NO	YES	Amarillo Residential \$9.50/mo; Amarillo Commercial \$15/mo; Amarillo Small Industrial \$50/mo; Lubbock Residential \$9.95-\$10.66/mo; Lubbock Commercial \$15.75-\$17.99/mo; Lubbock Small Industrial \$68.96-\$93.82/mo; West Texas Residential \$9.59/mo; West Texas Commercial \$17.09/mo; West Texas Industrial \$85.17/mo. <sup>4</sup>	Flat per unit rate except for industrial which has a declining block rate structure.	Gas Cost Adjustment Rider

<sup>4</sup> In Amarillo's 2003 rate case, the increase was primarily comprised of an increase in monthly customer charges and adjustments to base rates to better recover fixed costs. (*Atmos Energy Corporation 2005 10-K*)

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ATMOS - TX (mid)	PENDING - In May 2006 Atmos proposed a Revenue Stabilization Adjustment (to account for changes in normalized use per customer), a weather normalization adjustment (to account for changes in weather), and a rate design which increases the customer charge and first block rate while decreasing the higher block rates. A partial settlement was approved on July 6, 2006 whereby Atmos would be allowed to implement an interim WNA, but a decision on the rest of the case is not due until late 2007. (Docket No. GUD 9670, Statement of Intent Volumes 1 and 3 Filed May 31, 2006; Order July 6, 2006; Order August 15, 2006)	As a result of the July 2006 approval of partial settlement Atmos implemented an interim WNA effective Oct. 1, 2006, but a final decision is not due until late 2007. (Docket No. GUD 9670 Order July 6, 2006; Order August 15, 2006)	Residential \$10.10/mo; Commercial \$18.81/mo; Industrial/Transportation \$316.01/mo.	Declining block rate structure.	Gas Cost Recovery – Rider GCR
ATMOS - KS	PENDING – September 2007, Atmos proposed a Revenue Stabilization Mechanism to capture the difference between test-year average margin per customer and actual average margin per customer (including margins from the WNA adjustment) times the monthly average number of billing units for the period. (Docket D-08-ATMG-280-RTS)	YES	Residential \$8/mo; Commercial \$16/mo; Industrial \$30/mo. <sup>5</sup>	Flat per unit rate.	Purchased Gas Adjustment – Rider PGA
ATMOS - VA	NO	YES	Residential \$6.60/mo; Small C&I \$14.50/mo; Large C&I \$167/mo.	Flat per unit rate.	Purchased Gas Adjustment Rider

<sup>5</sup> In the 2003/04 rate case, Atmos was allowed to increase residential monthly customer charges from \$5 to \$8 to better recover fixed expenses. (Atmos Energy Corporation 2005 10-K, Docket No. 03-AMTG-1036-RTS Direct Testimony of Schlessman June 6, 2003, Settlement Agreement filed December 1, 2003, Order filed January 5, 2004)

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ATMOS - GA	NO	YES	Residential \$7/mo; General \$12/mo; Large Volume \$25/mo.	Flat per unit rate.	Purchased Gas Adjustment Rider
ATMOS - CO	NO	NO	Residential \$9/mo; Firm Commercial \$21.50/mo; Interruptible- Small \$265/mo. (excludes Buena Vista)	Flat per unit rate.	Gas Cost Adjustment – GCA
ATMOS - MO	NO	NO	CONTAINS 3 SERVICE AREAS Residential \$13.92 - \$20.61/mo; Small General \$13.92 - \$20.61/mo; Medium General \$75.00/mo; Large General \$350.00/mo; Large Volume Service \$350/mo.	Residential and Small General are a fixed rate delivery charge for all service areas; Medium General, Large General, and Large Volume service are a flat per unit rate.	Purchased Gas Adjustment Clause

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ATMOS - IL	NO	NO	Residential \$9.90/mo; Small C&I \$25/mo; Large C&I \$100/mo.	Flat per unit rate.	Purchased Gas Cost Adjustment
ATMOS - IA	NO	NO	Residential \$7.95/mo; Commercial \$13/mo; Industrial \$1400/mo.	Declining block rate structure.	Purchased Gas Adjustment Clause

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AGL- TN	<p>PENDING- In Docket No. 06-00175 the Company proposed to recover the lost base revenue attributable to lower consumption through a Conservation and Usage Adjustment (“CUA”) rider to align the interests of both parties. Annually, actual Company base revenue per customer, including Weather Normalization Adjustment (“WNA”) revenue, would be compared to those established in this proceeding. The resulting difference per class then would be multiplied by the actual number of customers to arrive at excess revenue to be refunded or deficiency to be collected from the class. The excess or deficiency then would be divided by the annual projected therms for each class to arrive at the CUA charge or credit rate. The CUA is being reviewed in the Phase II proceedings in this docket.</p>	YES	<p>Residential \$12/mo;                      Small Commercial and Industrial \$29/mo;                      Medium Volume \$75/mo;                      Commercial and Industrial Large Volume \$300/mo.</p>	Declining block rate structure	Purchased Gas Adjustment Provision

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AGL-NJ	NO	YES	Residential \$7.55/mo; General Delivery \$ 16.15/mo; Large Volume Demand \$475.17/mo.	Declining block rate structure	Basic Gas Supply Service Charge – Rider “A” (BGSS)  Revenue stabilization for standard offer losses, clean energy program losses and remediation costs
AGL-MD	NO	NO	Residential \$4/mo; Commercial \$7.25/mo; Industrial \$60/mo.	Flat rate	Purchased Gas Adjustment Clause - Gas

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AGL- FL	NO	NO	General Service \$8.mo; General Service 100- \$9.50/mo.	Flat rate	Purchased Gas Adjustment – Rider A

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AGL-GA	100% straight fixed-variable rates for distribution costs. All distribution margin is recovered via: (a) customer charge (customer connection costs, including the meter, regulator, service line and meter reading expenses, and (b) a capacity charge (all common distribution costs of providing delivery service based on a customer's contribution to peak demand).	YES - <i>See</i> discussion of Revenue Stabilization Adjustment Mechanism	No customer service charge.	Straight fixed variable rate design. Customer pays 1/12 of annual fixed charges and a predetermined percent of demand day annual capacity charges each month.	Pipeline replacement tracking mechanism. The purpose of this rider is for the Company to recover certain costs associated with the replacement of bare steel and cast iron pipe on the Company's system, first approved by <i>Commission Order dated September 3, 1998 in Docket No. 8516-U.</i>

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AGL- VNG	NO	YES	Residential \$9.78/mo; General Firm Service \$12.78/mo; Industrial High Load Factor \$407.61/mo; Industrial General Firm Service \$472.54/mo	Declining block rate structure, except flat rate structure for Industrial High Load Factor	Quarterly Billing Factor incorporates Projected Purchased Gas Costs and Actual Cost Adjustments among other adjustments.

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<b>NEW JERSEY RESOURCES</b>	Conservation Incentive Program (CIP) was established in the Board's 2006 Order in Docket No. GR05121020. The CIP program allows recovery of margin deficiency associated with non-weather related changes in customer usage and will be limited to the level of Basic Gas Supply Service Charge savings achieved. The CIP shall not operate to permit the Company to recover any portion of a deficiency that will cause the Company to earn in excess of a 10.5% return on common equity for the Annual Period. The revenues billed, or credits applied, net of taxes and assessments, through the application of the Conservation Incentive Program Rate shall be accumulated for each month of the Adjustment Period and applied against the CIP excess or deficiency from the Annual Period and any cumulative balances remaining from prior periods.	YES	Residential \$6.60/mo; General Service low load factor \$15.10/mo; General Service Demand \$47.18/mo.	Residential flat rate;	Basic Gas Supply Service Charge – Rider A (BGSS)

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<b>NICOR GAS – IL</b>	NO	YES	Residential \$8.40/mo; General service \$15.87/mo, \$55.32/mo, \$101.06/mo depending on meter class (peak delivery per hour); Large General service \$449.00/mo; Large Volume service \$837/mo.	Residential and general service, declining block structure, seasonally adjusted; Large general service flat rate; Large volume service declining block structure.	Gas Supply Cost – Rider 6
<b>NORTHWEST NATURAL GAS - WA</b>	NO	NO	Residential charge \$5/mo; Basic firm service \$10.50/mo; C&I firm service \$195.16/mo; Large volume firm service \$1300/mo.	Residential, general sales and basic firm service have a flat per unit rate; all other rates are declining block rate structures.	Purchased Gas Cost Adjustment – Schedule P

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NORTHWEST NATURAL GAS - OR	Full decoupling mechanism named the “Partial Decoupling Mechanism” (Distribution Margin Normalization (DMN)) - Margins associated with differences between weather normalized usage and baseline usage for Residential and Commercial customers are collected into a deferral account. Weather normalization handled through a separate rider to the tariff ( <i>UG-143, Order No. 02-634, September 12, 2002 and UG-163, Order No. 05-934, August 25, 2005.</i> )	YES	Residential charge \$6/mo; Basic firm service \$8/mo; Commercial and Industrial firm service \$325/mo; Large volume firm service \$675/mo.	Residential, general sales and basic firm service have a flat per unit rate; all other rates are declining block rate structures.	Purchased Gas Cost Adjustment – Schedule P
PIEDMONT - NC	Customer Utilization Tracker (CUT) which decouples the recovery of authorized margins from sales for all reasons, including conservation and weather. (The existing WNA was eliminated since it was covered in the CUT.) This program is experimental and is set to expire on Nov. 1, 2008. ( <a href="#"><i>Per NCPSC Docket No. G-9 Sub 499; Docket No. G-21, Sub 461; Docket No. G-44, Sub 15, Nov. 3, 2005</i></a> )	YES - <i>See</i> discussion of Revenue Stabilization Adjustment Mechanism	Residential \$10/mo; Small General Sales Service \$22/mo; Medium General Sales Service \$75/mo; Large Volume Service \$250/mo.	Residential is a flat volumetric charge. Other service classes have flat per unit rate or the “value” service option which is a declining block rate structure. All volumetric charges are seasonal.	Purchased Gas Adjustment Clause

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PIEDMONT - SC	All expenses recovered through an earnings-based Rate Stabilization mechanism that allows the company to recover/return all costs to bring it back to its allowed ROE in its most recent rate case if current margins are outside a 50 basis point dead band. This mechanism includes recovery for changes in weather, conservation and declining use per customer issues. <i>(Docket No. 2005-125-G, Order No. 2005-491, September 28, 2005, Order No. 2005-567(A), October 13, 2005 and Order No. 2006-552, September 27, 2006, PNY Q4 2005 Earnings Call, December 19, 2005)</i>	YES - <i>See</i> discussion of Revenue Stabilization Adjustment Mechanism	Residential summer \$8/mo, winter \$10/mo; Small General Sales Service \$22/mo; Medium General Sales Service \$75/mo; Large Volume Service \$250/mo.	Residential is a flat volumetric charge. Other service classes have flat per unit rate or the “value” service option which is a declining block rate structure. All volumetric charges are seasonal.	Gas Cost Hedging program recovers costs over defined benchmark and returns to customers as savings under the defined benchmark ( <i>see</i> pg 46, 2006 10-K)
PIEDMONT - TN	NO	YES	Residential summer \$10/mo, winter \$13/mo; Small General Sales Service \$29/mo; Medium General Sales Service \$75/mo; Large Volume Service \$300/mo.	Residential is a flat volumetric charge. Other service classes have flat per unit rate or the “value” service option which is a declining block rate structure. All volumetric charges are seasonal.	Purchased Gas Adjustment Rider – Service Schedule No. 311

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<b>SOUTH JERSEY GAS</b>	The Company’s Conservation Incentive Program (“CIP”) is utilized to adjust the Company’s revenues in cases wherein Actual Usage per Customer experienced during an Annual Period varies from the Baseline Usage per Customer (“BUC”). This adjustment is applied as a credit or surcharge to customers’ bills. The credit or surcharge will also be adjusted to reflect prior year under recoveries or over recoveries pursuant to this CIP. The BUC is reset each time new base rates are placed into effect as the result of a base rate case proceeding.	YES	Residential \$7.76/mo; General \$18.73/mo; Large Volume \$107/mo	Flat rate	Basic Gas Supply Service Clause – Rider A (BGSSC)  Remediation Adjustment Clause (“RAC”) is intended to recover remediation and/or litigation costs/expenses resulting from the operation or decommissioning of gas manufacturing facilities.
<b>SOUTHWEST GAS CORP – CA</b>	(Core/Non-Core) Fixed Cost Adjustment Mechanism is a balancing account that includes a margin balancing component to clear over- and under- recoveries of authorized margin due to declining use per customer or changes in weather. ( <i>CAPUC 2004 Rate Case Decision, March 18, 2004</i> ).	YES - <i>See</i> discussion of Revenue Stabilization Adjustment Mechanism	Residential single family \$5/mo; Core General & Industrial Gas Service \$11/mo; Non-Core Transportation Service \$100/mo.	Residential rates have an <i>increasing</i> block structure; all distribution rates seasonal and have a declining block rate structure.	Purchased Gas Cost Balancing Account (PGA)

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SOUTHWEST GAS CORP – AZ	NO	NO	Residential \$9.70/mo; General Service Small \$25/mo; General Service Med \$33/mo; General Service Large \$145/mo; General Service Transport Eligible \$720/mo	Residential is seasonal declining block rate structure; all other classes are flat per unit rates.	Purchased Gas Cost Balancing Account (PGA)
SOUTHWEST GAS CORP – NV	NO	NO	Residential \$8.50/mo (both divisions); Small General Service south \$21.50/mo, north \$24/mo ; Medium General Service south \$30/mo, north \$32/mo; Large General Service \$150/mo (both divisions); Transportation Eligible \$850/mo. (both divisions) <sup>6</sup>	Residential is seasonal declining block rate structure; all other classes are flat per unit rates.	Cost of Purchased Gas pass-through subject to Nevada Administrative Code

<sup>6</sup> In 2004 rate case, SWG-NV was allowed to gradually increase the basic service charges in order to collect more of its fixed costs in an environment of declining customer use. (Docket No. 04-3011 Order August 26, 2004)

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