

MOTION

August 29, 2023

Motion made, seconded and carried that:

Texas Gas Service Company, a division of One Gas, Inc, provides natural gas distribution service within the City of El Paso.

The City of El Paso has original jurisdiction over the rates and services of Texas Gas Service Company.

On March 11, 2022, Texas Gas Service Company filed a request with the City of El Paso for an interim rate increase pursuant to Texas. Utility Code Sec. 104.401 for gas service within the City of El Paso.

On June 22, 2022, the City Council denied the requested interim increase.

Texas Gas Service Company started charging its requested rates for bills rendered between July 1, 2022 and August 30, 2022, without authorization by law or from any regulatory authority.

Texas Gas Service Company appealed the decision of the City Council to the Railroad Commission of Texas which case was docketed as Case No 000010195.

By Order dated August 30, 2022, the Railroad Commission of Texas granted the Appeal and approved rates for bills rendered on or after August 30, 2022.

Texas Gas Service Company estimated the additional revenues it was charging were approximately \$91,730 per week, or an approximate total of \$770,532 for the period between July 1, 2022 and August 30, 2022.

On July 17, 2023, the City Council ordered Texas Gas Service to appear before them on August 29, 2023 to show cause why it should not immediately refund the revenues collected from the charges between July 1, 2022 and August 29, 2022.

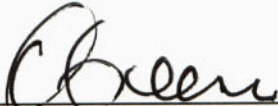
On August 29, 2023 representatives of Texas Service appeared before City Council to show cause.

The City Council of the City of El Paso, after consideration of the testimony of Texas Gas Service, orders Texas Gas Service to refund City of El Paso Ratepayers the revenues collected from the unlawful charges between July 1, 2022 and August 29, 2022, with interest.

The refund should be completed, via customer bill credit, within sixty (60) days of this motion, starting with bills sent on or after October 1, 2023.

Read Adopted and Approved this 29th day of August 2023.

THE CITY OF EL PASO



OSCAR LEESER, Mayor

ATTEST:



Laura D. Prine

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Donald C. Davie

Donald C. Davie
Assistant City Attorney