

**ORDINANCE NO. 20120301-029**

**AN ORDINANCE SUSPENDING A RATE INCREASE PROPOSED BY ATMOS ENERGY CORPORATION, MID-TEX DIVISION; REQUIRING REIMBURSEMENT OF MUNICIPAL RATE CASE EXPENSES BY THE REGULATED UTILITY; AND PROVIDING NOTICE OF THIS ORDINANCE TO ATMOS ENERGY CORPORATION, MID-TEX DIVISION.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** Atmos Energy Corporation, Mid-Tex Division, filed a "Statement of Intent" with the City of Austin on January 31, 2012, to increase its rates by \$49,000,000. The proposed effective date of the increase is March 6, 2012.

**PART 2.** The City is authorized under Section 104.107 of the Texas Utilities Code to suspend the effective date of an increase in gas rates for 90 days in order to evaluate the effect of such a rate increase and to determine, by conducting hearings if necessary, whether the rates are appropriate, fair, just, and reasonable to all classes of ratepayers.

**PART 3.** In accordance with Section 104.107 of the Texas Utility Code, the Council suspends the proposed increase to no later than June 4, 2012, so that the City may analyze information provided by Atmos Energy Corporation and evaluate the proposed rate increase.

**PART 4.** In accordance with Section 103.022 of the Texas Utility Code, Atmos Energy Corporation is directed to reimburse all municipal rate case expenses incurred by the City in relation to the filing.


**PART 5.** Notice of this ordinance is provided to Atmos Energy Corporation.

**PART 6.** This ordinance takes effect on March 12, 2012.

**PASSED AND APPROVED**

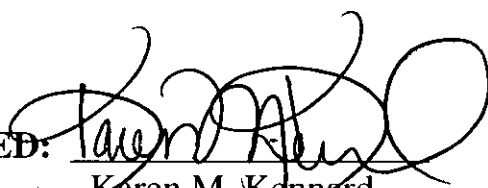
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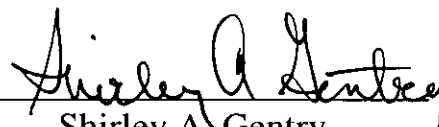
Lee Leffingwell  
Mayor

**APPROVED:**



Karen M. Kennard  
City Attorney

**ATTEST:**



Shirley A. Gentry  
City Clerk