

Enterprise TE Products Pipeline Company, LLC,

ORDER EXTENDING PRIORITY TREATMENT

146 FERC ¶ 61,085 (2014)

Under section 1(15) of the Interstate Commerce Act (“ICA”) the Commission has the authority to order priority treatment of equipment whenever the Commission is of the opinion that emergency circumstances in any part of the country merit immediate action. Pursuant to that section of the ICA, the Commission directed Enterprise TE Products Pipeline Company, LLC to temporarily provide priority treatment to propane shipments from Mont Belvieu, Texas to locations in the Midwest and Northeast to alleviate shortage of propane supplies there. The directive was for priority treatment to begin February 7, 2014 and to end February 14, 2014.

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146 FERC ¶ 61,085
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Cheryl A. LaFleur, Acting Chairman;
Philip D. Moeller, John R. Norris,
and Tony Clark.

Enterprise TE Products Pipeline Company, LLC

Docket Nos. OR14-20-000
OR14-19-000

ORDER EXTENDING PRIORITY TREATMENT

(Issued February 11, 2014)

1. On February 7, 2014, in Docket No. OR14-20-000, the Commission issued an order¹ exercising its emergency powers pursuant to section 1(15) of the Interstate Commerce Act (ICA)² to require Enterprise TE Products Pipeline Company, LLC (Enterprise TEPPCO) to temporarily provide priority treatment to propane shipments from Mont Belvieu, Texas, to locations in the Midwest and Northeast in order to help alleviate a shortage of propane supplies in those regions.
2. The Commission directed Enterprise TEPPCO to provide priority for propane pursuant to its authority in its prorationing policy “to allocate its Available Capacity on any equitable basis, in a manner different from this policy, during a generally recognized emergency period in order to alleviate the emergency conditions.” The directive in the Commission’s order began February 7, 2014, and ends February 14, 2014.
3. Additionally, on February 6, 2014, the National Propane Gas Association and its members (collectively NPGA) filed a request for the Commission to exercise emergency powers pursuant to section 1(15) of the ICA to require Enterprise TEPPCO to temporarily provide priority treatment for up to 75,000 barrels per day (bpd) of propane shipments from Mont Belvieu, Texas, to locations in the Midwest and Northeast beginning immediately and extending through the first week of March 2014 or “until such time as the emergency is resolved.” The Commission noticed the NPGA petition in Docket No. OR14-19-000 and specified that comments must be received by February 11, 2014.

¹ *Enterprise TE Products Pipeline Co., LLC*, 146 FERC ¶ 61,076 (2014).

² 49 App. U.S.C. § 1(15) (1988).

4. On February 10, 2014, Enterprise TEPPCO filed a response to NPGA's petition and the Commission's February 7, 2014 Order. Immediately upon issuance of the order, Enterprise TEPPCO states it took steps to assure its compliance with the order. Enterprise TEPPCO submits that if the February 7, 2014 Order is extended by an additional seven days (i.e., through February 21, 2014), during which period Enterprise TEPPCO will continue to provide temporary priority treatment to propane shipments consistent with maximizing the safe and efficient operation of its pipeline system, it will be able to satisfy fully the concerns raised in NPGA's petition. Enterprise TEPPCO states it will accept such an extension, which it believes satisfies the conditions in both Docket Nos. OR14-19-000 and OR14-20-000.

5. Also on February 10, 2014, NPGA filed a notice of withdrawal of its February 6, 2104 petition. NPGA states that an agreement with Enterprise TEPPCO has been reached whereby Enterprise TEPPCO would agree to an extension of the Commission's February 7, 2014 Order for an additional seven days through February 21, 2014. NPGA submits that upon the issuance and effectiveness of a Commission order extending the seven days through February 21, 2014, NPGA hereby withdraws without prejudice its February 6, 2014 request in Docket No. OR14-19-000.

The Commission orders:

(A) Pursuant to section 1(15) of the ICA, the February 7, 2014 Commission order, and the authority in Enterprise TEPPCO's prorationing policy to respond to emergencies, priority treatment to propane shipments from Mont Belvieu, Texas, to locations in the Midwest and Northeast is extended through February 21, 2014.

(B) Withdrawal of NPGA's February 6, 2014 petition is effective upon the issuance and effectiveness of this order.

By the Commission.

(S E A L)

Kimberly D. Bose,
Secretary.

Document Content(s)

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