

119 FERC ¶ 61,117
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

May 4, 2007

In Reply Refer To:
Tri-States NGL Pipeline, L.L.C.
Docket Nos. IS07-175-000
IS07-195-000

Tri-States NGL Pipeline, L.L.C.
28100 Torch Parkway
Warrenville, IL 60555

Attention: Bruce G. Reed
Director-Tariffs & Regulatory Affairs

Reference: Letter Order Dismissing Protest

Dear Mr. Reed:

1. On March 29, 2007, Tri-States NGL Pipeline, L.L.C. (Tri-States) filed FERC No. 10 in Docket No. IS07-175-000 to become effective May 1, 2007. FERC No. 10 cancelled FERC No. 9 and reflected updated Product Specifications in Item 15 -- Product Requirements and Testing. The revised section referred to Tri-States' Product Specifications dated April 1, 2007. On April 6, 2007, Tri-States filed Supplement No. 1 to FERC No. 10 in Docket No. IS07-195-000. The purpose of the supplement was to revise the date in Item 15 to May 1, 2007 so that it would coincide with the effective date of the Product Specifications. FERC No. 10 became effective as of 12:00 a.m. on May 1, 2007.

2. Williams Field Services Company and Williams Power Company, Inc. (collectively, Williams) filed a protest to the proposed product specification changes in

Item 15 of FERC No. 10 on May 1, 2007.¹ The Commission's regulations specify that protests to a tariff filing must be filed no later than 15 days after the tariff is filed.² Protests to Tri-States' proposed product specification changes were due on or before April 13, 2007. Williams' tendered protest thus was out of time to a considerable extent.

3. Absent a timely protest, Tri-States' tariff revisions became effective as proposed. The challenge by Williams to Tri-States' product specifications cannot be addressed by the Commission as a protest because the changes became effective before the protest was filed. Accordingly, the Commission is dismissing Williams' protest.

4. Because the changed product specifications are in effect, any remedy lies in the filing of a complaint under section 13(1) of the Interstate Commerce Act³ and sections 343.2(c)(3) and 385.206 of the Commission's Rules and Regulations.⁴

By direction of the Commission.

Kimberly D. Bose,
Secretary.

¹ Williams filed its protest electronically at 5:38 p.m. on April 30, 2007; however, because the protest was not received prior to the close of business on April 30, 2007, it was not officially filed until the opening of business on May 1, 2007, *i.e.*, after the product specifications became effective at 12:00 a.m. *See* 18 C.F.R. § 375.101(c) (the Commission's business hours are from 8:30 a.m. to 5:00 p.m.); 18 C.F.R. § 105(c); and 18 C.F.R. § 385.2001(a)(2) (2006) (A document received after regular business hours is considered filed on the next regular business day.)

² 18 C.F.R. § 343.3(a) (2006).

³ 49 U.S.C. app. § 13(1) (1988).

⁴ 18 C.F.R. §§ 343.2(c)(3) and 385.206 (2006).