

125 FERC ¶ 61,353
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

December 22, 2008

In Reply Refer To:
Chandeleur Pipe Line Company
Docket No. RP09-59-000

Chandeleur Pipe Line Company
c/o Chevron Pipe Line Company
4800 Fournace Place
Bellaire, TX 77401

Attention: Mary Anne Collins, Regulatory Manager

Reference: Request for Temporary Waivers

Dear Ladies and Gentlemen:

1. On November 7, 2008, Chandeleur Pipe Line Company (Chandeleur) filed a request to temporarily waive certain tariff provisions, Commission regulations, and North American Energy Standards Board (NAESB) standards, as delineated below, to account for potential system outages that may occur as a result of upgrades being made to the software that supports Chandeleur's website. The dates for which Chandeleur requests temporary waiver are November 7 and 8, 2008. Chandeleur states it was made aware of the potential outages on November 3, 2008, and unsuccessfully tried to postpone the upgrade to afford it more time to notify the Commission and its customers.

2. The specific tariff provisions, Commission regulations, and NAESB standards that Chandeleur seeks waiver of are: (1) NAESB Standard 5.3.34, set forth in section 6 of its General Terms and Conditions (GT&C), which governs the noticing of recalled capacity, bumped capacity, and operational flow orders; (2) NAESB Standard 5.3.40, set forth in section 22 of its GT&C, which delineates what information such notices should include; (3) ten NAESB standards set forth in section 23 of its GT&C,¹ all of which involve Electronic Delivery Mechanism standards and all of which Chandeleur incorporates by

¹ Specifically, Chandeleur incorporates NAESB Standards 4.1.40, 4.3.23, 4.3.27, 4.3.28, 4.3.29, 4.3.89, 4.3.90, 4.3.91, 4.3.92, and 5.3.18.

reference into its tariff; and, (4) section 284.13(d) of the Commission's regulations, which governs what information a pipeline must post on its website with regard to available capacity.

3. Chandeaur requests these waivers to ensure business continuity on its system in case of a system outage. Chandeaur states that it posted notice of potential outage(s) on its website on November 5, 2008, and provided details of how customers can still transact business via email or fax. Chandeaur asserts that, due to its small size, the limited number of website functions affected by the planned upgrade, and the short duration of any potential outage, its proposed waiver will not significantly affect existing or potential shippers, nor impede the flow of gas on its system or on the interstate grid. Chandeaur asserts that the Commission has granted similar requests for waivers under similar circumstances.²

4. The Commission issued notice of Chandeaur's waiver request on November 12, 2008, allowing for protests and interventions as provided by Rules 211 and 214 of the Commission's Rules of Practice and Procedure, 18 C.F.R. §§ 385.211 and 385.214 (2008). Pursuant to Rule 214, all timely filed motions to intervene and any motions to intervene out-of-time filed before the issuance date of this order are granted. Granting late intervention at this stage of the proceeding will not disrupt this proceeding or place additional burdens on existing parties. No party filed a protest or adverse comments.

5. For good cause shown, we grant Chandeaur's request to waive the tariff provisions, Commission regulations, and NAESB standards discussed above. We remind Chandeaur that it should endeavor to provide its customers and the public sufficient notice of its proposed actions and, therefore, in the future, it should file any similar waiver proposal at least 12 days in advance of the proposed effective date to the extent it is able to do so.

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

² Citing, *Sabine Pipe Line Company*, 123 FERC ¶ 61,245 (2008); *Texas Eastern Transmission Co., et al.*, 116 FERC ¶ 61,152 (2006); *Gulfstream Natural Gas System, L.L.C.*, 113 FERC ¶ 61,256 (2005); and, *Transcontinental Gas Pipe Line Corp., Pine Needle LNG Co., L.L.C.*, and *Northwest Pipeline Corp.*, 113 FERC ¶ 61,252 (2005).