

128 FERC ¶ 61,087  
UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Jon Wellinghoff, Chairman;  
Suedeen G. Kelly, Marc Spitzer,  
and Philip D. Moeller.

Crosstex LIG, LLC

Docket No. PR09-19-000

ORDER EXTENDING TIME FOR ACTION

(Issued July 24, 2009)

1. This order addresses a petition for rate approval that Crosstex LIG, LLC (CLIG) filed in Docket No. PR09-19-000.<sup>1</sup>

**Background**

2. On March 3, 2009, CLIG filed a petition for rate approval pursuant to section 284.123(b)(2) of the Commission's regulations.<sup>2</sup> CLIG seeks approval of a change from its currently effective system-wide rates to zone rates for transportation service under section 311 of the Natural Gas Policy Act of 1978 (NGPA).<sup>3</sup> Specifically, CLIG proposes maximum rates for firm transportation service on the North Zone consisting of a monthly demand charge of \$68.3014 per MMBtu, a usage charge of \$0.0100 per MMBtu and Interruptible and Overrun charges of \$2.2555 per MMBtu. On the South Zone, CLIG proposes maximum rates for firm transportation service consisting of a monthly demand charge of \$4.2461 per MMBtu, a usage charge of \$0.0007 per MMBtu and Interruptible and Overrun charges of \$0.1403 per MMBtu.

3. Public notice of the filing was issued on March 11, 2009. Pursuant to Rule 214 of the Commission's Rules of Practice and Procedure,<sup>4</sup> all timely unopposed motions or notices are granted.

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<sup>1</sup> CLIG is an intrastate pipeline with facilities located in the State of Louisiana.

<sup>2</sup> 18 C.F.R. § 284.123(b)(2) (2008).

<sup>3</sup> 15 U.S.C. § 3364 (2006).

<sup>4</sup> 18 C.F.R. § 385.214 (2008).

**Discussion**

4. Section 284.123(b)(2)(ii) of the Commission's regulations provides that a proposed rate will be deemed to be "fair and equitable and not in excess of an amount which interstate pipelines would be permitted to charge for providing similar transportation service, unless within 150 days the Commission either extends the time for action, or institutes a proceeding in which all interested parties will be afforded an opportunity for written comments and for the oral presentation of views, data, and arguments."<sup>5</sup> The 150-day period for review of CLIG will expire on July 31, 2009. Because the Commission has been unable to make a determination that CLIG's proposed rates are fair and equitable, the Commission must extend the time for action or institute rate proceedings.

5. We will extend the time for action until the Commission can make a determination whether CLIG's rates are fair and equitable. This should serve to encourage settlement of the issues among the parties. Within 120 days of the date this order issues, Commission Staff will report to the Commission on the status of settlement negotiations.

**The Commission orders:**

Pursuant to the Commission's authority under section 311 of the NGPA and Section 284.123(b)(2)(ii) of the Commission's regulations, time for action on CLIG's petition for rate approval is extended until the Commission can make a determination whether CLIG's rates are fair and equitable or until it determines that formal proceedings are necessary.

By the Commission.

( S E A L )

Nathaniel J. Davis, Sr.,  
Deputy Secretary.

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<sup>5</sup> 18 C.F.R. § 284.123(b)(2)(ii) (2008).