

131 FERC ¶ 61,049
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

April 19, 2010

In Reply Refer To:
Texas Eastern Transmission, LP
Docket Nos. RP09-70-001
RP09-70-003

Texas Eastern Transmission, LP
P.O. Box 1642
Houston, TX 77251

Attention: Janice K. Devers
General Manager, Tariffs and Commercial Development

Reference: Compliance Filing

Dear Ms. Devers:

1. On January 21, 2009 in Docket No. RP09-70-001, Texas Eastern Transmission, LP (Texas Eastern) filed substitute tariff sheets¹ to its FERC Gas Tariff to comply with the Commission's December 31, 2008 Order (December 31 Order).² Specifically, Texas Eastern has revised the General Terms and Conditions (GT&C) of its tariff to comply with Order No. 712-A.³ Texas Eastern also made miscellaneous corrections to ensure clear and uniform wording in the revised section. On February 4, 2009 in Docket No. RP09-70-003, Texas Eastern filed Second Sub Original Sheet No. 531A to correct a typographical error in Sub Original Sheet No. 531A filed in Docket No. RP09-70-001. Texas Eastern has satisfactorily complied with the conditions set forth in the

¹ See Appendix.

² *Texas Eastern Transmission LP*, 125 FERC ¶ 61,396 (2008) (December 31 Order).

³ *Promotion of a More Efficient Capacity Release Market*, Order No. 712-A, order on reh'g, FERC Stats. & Regs. ¶ 31,284 (Order No. 712-A).

December 31 Order and the substitute tariff sheets are accepted, effective January 1, 2009, as requested.

2. In its November 13, 2008 filing in Docket No. RP09-70-000, Texas Eastern sought to comply with the Commission's Order No. 712.⁴ The Commission subsequently issued Order No. 712-A on December 1, 2008. Therefore, in the December 31 Order the Commission required Texas Eastern to revise its GT&C to reflect the necessary changes to comply with Order No. 712-A.

3. Public notice of Texas Eastern's filings was issued on January 30, 2009 and February 9, 2009 with interventions and protests due on or before February 4, 2009 and February 16, 2009 respectively. On February 2, 2009, a limited protest was filed by the East Ohio Gas Company and The Peoples Natural Gas Company (Dominion LDCs). The Dominion LDCs requested that the Commission condition acceptance of the compliance filing upon the outcome of the comment process initiated in the December 31 Order regarding the pass through of usage discounts in capacity release transactions. Dominion LDCs also protested that Sub Original Sheet No. 531A should be adjusted to refer to Section 3.14(C)(1), or it would otherwise be in error.

4. The Commission has since resolved the comment process regarding the pass through of usage discounts, as per the Dominion LDCs' request.⁵ The correction made by Texas Eastern in its filing in Docket No. RP09-70-003 corrected Sub Original Sheet No. 531A also as per the Dominion LDCs' request. Accordingly, the limited protest of the Dominion LDCs is now moot. The compliance filing otherwise meets the terms of the Commission's December 31 Order, and we accept it accordingly.

The Commission orders:

By direction of the Commission.

Kimberly D. Bose,
Secretary.

⁴ *Promotion of a More Efficient Capacity Release Market*, Order No. 712, 73 Fed. Reg. 37058 (June 30, 2008), FERC Stats. & Regs. ¶ 31,271 (Order No. 712).

⁵ *Texas Eastern Transmission LP*, 129 FERC ¶ 61,031 (2009).

Appendix A

Texas Eastern Transmission, LP.

FERC Gas Tariff
Original Volume No. 1
Tariff Sheets Accepted Effective January 1, 2009

Sub Seventh Revised Sheet No. 529
Sub Fifth Revised Sheet No. 531
Second Sub Original Sheet No. 531A
Sub Fifth Revised Sheet No. 532
Sub Sixth Revised Sheet No. 533
Sub Fourth Revised Sheet No. 535
Sub Third Revised Sheet No. 537A
Sub Original Sheet No. 537B
Sub Fifth Revised Sheet No. 538

Tariff Sheet Rejected As Moot

Sub Original Sheet No. 531A