

138 FERC ¶ 61,012  
UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Jon Wellinghoff, Chairman;  
Philip D. Moeller, John R. Norris,  
and Cheryl A. LaFleur.

Texas Eastern Transmission, LP

Docket No. CP11-67-002

ORDER ON CLARIFICATION

(Issued January 6, 2012)

1. On November 17, 2011, Mr. William Wayne Smith, a Pennsylvania landowner, made a filing alleging that the Commission's order issued that same day in *Texas Eastern Transmission, LP*, 137 FERC ¶ 61,140 (2011) (November 17 Order), was "clearly . . . wrong" and asking for clarification.
2. The November 17 Order authorizes Texas Eastern Transmission, LP (Texas Eastern) to abandon, construct, and operate certain facilities on its mainline in Pennsylvania under sections 7(b) and 7(c) of the Natural Gas Act. Among other things, the order authorizes Texas Eastern to make compressor facility modifications at the Bedford Compressor Station in Bedford County, Pennsylvania.
3. In his motion to intervene in the underlying proceeding, Mr. Smith stated that his property is already polluted from a storage field and pipeline(s) that are located on it. In response, the Commission noted in the November 17 Order, which describes Mr. Smith as "a landowner near the Bedford Compressor Station," that all of the modifications at the Bedford Compressor Station would take place within the fence line of the station. The order further notes that there was no indication that Mr. Smith's property is located any less than 1,500 feet from the Bedford Compressor Station. Thus, the order finds that Texas Eastern's proposals will not affect Mr. Smith's property.
4. In his filing, Mr. Smith asks for "clarification in this matter" stating that he lives 15 to 20 miles from the Bedford Compression Station, in Clearville, Pennsylvania and that he is unaware of any storage fields in Bedford, Pennsylvania.
5. On November 30, 2011, Texas Eastern filed a response to Mr. Smith's filing, stating that Mr. Smith's property is located more than 12 miles from the nearest proposed construction site and that it does not anticipate any impacts to Mr. Smith's property from the construction and operation of the proposed facilities.

6. Based on these statements, it appears Mr. Smith's property is even farther away from the project facilities than contemplated in the November 17 Order. Accordingly, we see no reason to reexamine the finding in the November 17 Order that Mr. Smith's property will not be affected by construction at the Bedford Compressor Station or any other construction associated with Texas Eastern's proposals herein. The request for clarification is denied.

The Commission orders:

Mr. Smith's request for clarification is denied.

By the Commission.

( S E A L )

Kimberly D. Bose,  
Secretary.