

104 FERC ¶ 61,216
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

August 15, 2003

In Reply Refer To:
Enbridge Pipelines (Louisiana
Intrastate) L.L.C.
Docket Nos. PR03-11-000, PR03-11-001
and PR03-11-002

Enbridge Pipelines (Louisiana Intrastate) L.L.C.
1100 Louisiana Suite 3300
Houston, Texas 77002-5217

Attention: Cynthia Corcoran, Senior Legal Counsel

Reference: Offer of Settlement

Dear Ms. Corcoran:

1. On July 16, 2003, Enbridge Pipelines (Louisiana Intrastate) L.L.C. filed an amendment to its offer of settlement filed on June 16, 2003 in Docket No. PR03-11-002, which would resolve all issues in Docket Nos. PR03-11-000 and PR03-11-001. The amended settlement would produce a fair and equitable transportation rate and is accepted. This order will benefit Louisiana Intrastate's current and potential shippers by affording them alternative transportation services at a reasonable rate.
2. The principal terms of the settlement are as follows:
 - a. Louisiana Intrastate will be authorized to charge \$0.2222 per Dth for interruptible transportation service pursuant to Section 311 of the Natural Gas Policy Act.
 - b. Louisiana Intrastate will file with the Commission its revised fuel calculation by March 1 of each year, to be effective on April 1. The fuel rate will be calculated as the difference between receipts and deliveries for the previous calendar year divided by receipt volumes. For the twelve months beginning April 1, 2003, the fuel charge will be 0.14%.

- c. Since Louisiana Intrastate has not charged a rate in excess of \$0.2222 per Dth since its petition filing date of March 19, 2003, refunds will not be required.
 - d. Louisiana Intrastate will file no later than March 19, 2006 a petition for rate approval pursuant to Section 184.123(b)(2) of the Commission's regulations to justify its current rate or establish a new rate.
3. Pursuant to the Commission's Notice of Shortened Comment Period issued July 18, 2003, comments were due on July 25, 2003, with reply comments due on August 1, 2003. No comments were filed.
 4. This letter order does not relieve Louisiana Intrastate from its obligation to file the required reports under Part 284 of the Commission's regulations; 18 C.F. R. Part 284 (2003). The Commission's approval of this settlement does not constitute a precedent regarding any principle or issue in this proceeding.

By direction of the Commission.

Magalie R. Salas,
Secretary.

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Enbridge Pipelines (Louisiana Intrastate) L.L.C. Docket No. PR03-11-000, et al.

(Issued August 15, 2003)

BROWNELL, Commissioner, concurring:

For the reasons set forth in Green Canyon Pipe Line Company, L.P., 98 FERC ¶ 61,041 (2002), I would not impose a triennial rate approval requirement on Section 311 pipelines. Here, Enbridge Pipelines (Louisiana Intrastate) L.L.C. has agreed to make a triennial rate approval filing as part of an overall settlement. Therefore, I agree with the result of this order which is to approve an uncontested settlement.

Nora Mead Brownell
Commissioner