

127 FERC ¶ 61,220
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

June 3, 2009

In Reply Refer To:
Kinder Morgan Interstate Gas Transmission LLC
Docket No. RP09-551-000

Kinder Morgan Interstate Gas Transmission LLC
370 Van Gordon Street
Lakewood, CO 80228

Attention: Robert F. Harrington, Vice President – Regulatory Affairs

Reference: Limited Waiver Request

Ladies and Gentlemen:

1. On April 29, 2009, Kinder Morgan Interstate Gas Transmission LLC (KMIGT) filed a petition for a limited waiver of its FERC Gas Tariff to allow KMIGT to resolve imbalance election errors of Black Hills Utility Holdings (Black Hills) outside the timeframes allowed for in the tariff. Section 5.2(d) of Fourth Revised Sheet No. 17 of KMIGT's Rate Schedule FT states that shippers will have until the 17th Business Day of the month to access KMIGT's website to elect which imbalance resolution mechanism(s) they will use and the volumes associated with each mechanism. On April 23, 2009, Black Hills attempted to resolve its March 2009 imbalance by electing to trade imbalances into its storage contract to avoid the cashout process. Due to an error in KMIGT's computer system, Black Hills was unable to effectuate the trade. This resulted in Black Hills' trade not being completed by the 17th Business Day (April 23) deadline. Black Hills requested that KMIGT allow it to effectuate the trade on April 24, 2009, one business day past the election deadline. Accordingly, KMIGT requests a limited waiver of its tariff as necessary to allow Black Hills to resolve its March 2009 imbalance volumes one business day past the deadline.

2. Public notice of the filing was issued on April 30, 2009. Interventions and protests were due as provided in section 154.210 of the Commission's regulations (18 C.F.R. § 154.210 (2008)) on or before May 11, 2009. Pursuant to Rule 214 (18 C.F.R. § 385.214 (2008)), all timely filed motions to intervene and any motion to intervene out-of-time filed before the issuance date of this order are granted. Granting late interventions at this stage of proceeding will not disrupt the proceeding or place additional burdens on existing parties. No protests or adverse comments were filed.

3. For good cause shown, we grant KMIGT a limited waiver of its tariff to permit Black Hills to resolve its March 2009 imbalance volumes by allowing an additional business day to effectuate the trade.

By direction of the Commission.

Kimberly D. Bose,
Secretary.

Cc: All Parties

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