

143 FERC ¶ 61,115
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

May 10, 2013

In Reply Refer To:
Iroquois Gas Transmission
System, L.P.
Docket No. RP13-790-000

Iroquois Pipeline Operating Company
One Corporate Drive, Suite 600
Shelton, CT 06484

Attention: Helen M. Gallagher
Director of Legal Service & Secretary

Reference: Negotiated Rate Agreement and Waiver Requests

Ladies and Gentlemen:

1. On April 10, 2013, Iroquois Gas Transmission System, L.P. (Iroquois) filed a tariff record¹ to report the essential elements of a new negotiated rate agreement between Iroquois and Sequent Energy Management (Contract No. H-3075-89). Specifically, the negotiated rate agreement is for interruptible service under Iroquois Rate Schedule HUB and provides for a maximum contract demand of 300,000 Dth/d for the period from April 15, 2013 through November 1, 2013. Iroquois states that the negotiated rate agreement conforms in all material respects with the *pro forma* service agreement in its tariff. As discussed below, Iroquois requests waiver of the 30-day notice requirement in section 154.207 of the Commission's regulations and waiver of section 32.1(c) of its tariff's General Terms and Conditions (GT&C). We accept the revised tariff record effective April 15, 2013, as proposed, and grant Iroquois' requests for waiver of its tariff provision and the Commission's 30-day notice requirement.

2. Public notice of the filing was issued on April 11, 2013. Interventions and protests were due as provided in section 154.210 of the Commission's regulations (18 C.F.R. § 154.210 (2012)). Pursuant to Rule 214 (18 C.F.R. § 385.214 (2012)), all timely filed

¹ Iroquois Gas Transmission System, L.P., FERC NGA Gas Tariff, Iroquois Gas Transmission System, L.P., [Sheet No. 6W, Current Effective Rates, 8.0.0.](#)

motions to intervene and any unopposed motion to intervene out-of-time filed before the issuance date of this order are granted. Granting late intervention at this stage of the proceeding will not disrupt the proceeding or place additional burdens on existing parties. No protests or adverse comments were filed.

3. Section 32.1(c) of its GT&C requires Iroquois to submit tariff records setting forth certain information not later than the date service commences under a negotiated rate agreement. In the instant filing, Iroquois is requesting waiver of section 32.1(c) so that it may submit a revised tariff sheet within one day after it and a HUB Shipper agreed to a Daily HUB Commodity Rate that reflects a Borrow Price or Payback Price other than the stated Maximum Borrow Price or Maximum Payback Price. Iroquois states that its waiver request is consistent with the Commission's precedent in *Columbia Gulf Transmission Co.*²

4. Based upon our review of the filing and Iroquois' waiver requests, the Commission accepts the tariff record listed in footnote No. 1 effective April 15, 2013, as proposed. The Commission finds that good cause exists to grant limited waiver of section 32.1(c) of the GT&C so that Iroquois will be required to (a) file the instant revised negotiated rate tariff record within one business day after it and the HUB Shipper agree to a Daily HUB Commodity Rate that reflects a Borrow Price or Payback Price other than the stated prices, and (b) re-file each time there is a change in such negotiated rate. Waiver of the 30-day notice requirement in section 154.207 of the Commission's regulations is also granted for the instant filing.

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

² 101 FERC ¶ 61,039 (2002).