

145 FERC ¶ 61,073
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

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

Fort Necessity Gas Storage, LLC
Atmos Pipeline and Storage, LLC
Fort Necessity Gas Storage, LLC

Docket Nos. CP13-503-000
CP09-469-000

ORDER VACATING CERTIFICATES

(Issued October 25, 2013)

1. On June 14, 2013, Fort Necessity Gas Storage, LLC (Fort Necessity) filed a motion to abandon¹ the certificate authorizations issued in Docket No. CP09-469-000 on June 11, 2010,² which authorized Fort Necessity to construct and operate a salt dome natural gas storage facility and associated pipelines near Fort Necessity, Franklin Parish, Louisiana (Fort Necessity Gas Storage Project or project). Fort Necessity states that the project is no longer economically feasible because of unanticipated changes in the natural gas market.
2. Notice of Fort Necessity's application was published in the *Federal Register* on July 2, 2013 (78 Fed. Reg. 39,702). No motions to intervene, protests, or comments were filed.

¹ Fort Necessity filed its pleading in Docket No. CP13-503-000 as an application to abandon its certificate of public convenience and necessity, but the Commission will treat it as a motion to vacate the certificate authorizations in Docket No. CP09-469-000.

² On June 18, 2009, the Commission authorized Atmos Pipeline and Storage, LLC (Atmos) to construct and operate the Fort Necessity Gas Storage Project. *See Atmos Pipeline and Storage, LLC*, 127 FERC ¶ 61,260 (2009). Subsequently, the Commission granted Atmos' request to abandon its certificates by transfer to Fort Necessity and issued new certificates to Fort Necessity to construct and operate the Fort Necessity Gas Storage Project. *See Atmos Pipeline and Storage, LLC*, 131 FERC ¶ 62,224 (2010 Order).

3. Because no construction on the project has occurred and no service related to the project has been provided pursuant to the 2010 Order, we will vacate the certificate authority to construct and operate the Fort Necessity Gas Storage Project in Docket No. CP09-469-000. We will also vacate the Part 284, Subpart G blanket transportation certificate and the Part 157, Subpart F blanket construction certificate.³

The Commission orders:

The certificate authorizations issued in the 2010 Order in Docket No. CP09-469-000 are vacated.

By the Commission.

(S E A L)

Kimberly D. Bose,
Secretary.

³ We note that prior to authorizing the Fort Necessity Storage Project, the Commission granted Atmos exemptions from the certificate requirements of section 7(c) of the Natural Gas Act, 15 U.S.C. § 717f(c) (2012), to perform designated activities in order to assess the feasibility of developing its proposed underground natural gas storage facility. See *Atmos Pipeline and Storage, LLC*, 122 FERC ¶ 61,100 (2008) and 125 FERC ¶ 61,148 (2008). The ultimate deadline for completion of that work was November 8, 2010. See April 27, 2010 Letter Order Granting An Extension of Time in Docket No. CP08-34-001. Thus, to the extent the authorized activities were never completed, the authorization to perform them has lapsed.