

147 FERC ¶ 61,160
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

May 29, 2014

In Reply Refer To:
Fayetteville Express Pipeline LLC
Docket No. RP14-790-000

Fayetteville Express Pipeline LLC
1300 Main Street,
Houston, TX 77002

Attention: Blair V. Lichtenwalter
Sr. Director, Rates and Regulatory Affairs

Dear Mr. Lichtenwalter:

On April 30, 2014, Fayetteville Express Pipeline LLC (FEP) filed a tariff record¹ to reflect its semi-annual rate adjustment applicable to the recovery of Fuel Gas, Lost and Unaccounted for Gas, and Booster Compression Fuel, if applicable, pursuant to section 36 of FEP's General Terms and Conditions (GT&C). FEP states that it does not currently have any Booster Compression on its system, and therefore has not proposed any such Reimbursement Percentage. FEP is proposing a: (1) Reimbursement Percentage for Fuel Gas of 0.28 percent, reflecting no change from the currently effective rate of 0.28 percent; and (2) Reimbursement Percentage for Lost and Unaccounted for Gas of 0.00 percent, reflecting a decrease of 0.03 percent from its currently effective 0.03 percent.

FEP states that the proposed Reimbursement Percentage for Lost and Unaccounted For Gas includes a current component of 0.02 percent, and the deferred component as derived in accordance with the provisions of section 36 of its GT&C would be (0.04) percent, and the use of a deferred component that is less than (0.02) percent would result in a Reimbursement Percentage for Lost and Unaccounted For Gas that is less than zero. FEP further states that section 36 of its GT&C is not structured to address a situation in which it would be required to charge any of its shippers a negative reimbursement percentage for lost and unaccounted for gas. Therefore, FEP requests waiver of the provisions of section 36 of its GT&C to permit it to use a deferred component of (0.02)

¹ Fayetteville Express Pipeline LLC, FERC NGA Gas Tariff, FEP Tariff Database, [4., Fuel Reimbursement Percentages,9.0.0.](#)

percent and charge a Reimbursement Percentage for Lost and unaccounted For Gas of 0.00 percent. FEP states that any unamortized amounts will be reflected in its next Periodic Rate Adjustment filing.

Public notice of Docket No. RP14-790-000 was issued on April 30, 2014, with interventions and protests due on or before May 12, 2014. Pursuant to Rule 214,² all timely filed 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.

We grant the requested waiver and accept FEP's tariff record effective June 1, 2014, subject to FEP appropriately reflecting any unamortized amounts in its next Periodic Rate Adjustment filing.

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

² 18 C.F.R. § 385.214 (2013).