

151 FERC ¶ 61,138  
UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Norman C. Bay, Chairman;  
Philip D. Moeller, Cheryl A. LaFleur,  
Tony Clark, and Colette D. Honorable.

NET Mexico Pipeline Partners, LLC

Docket No. PR15-12-000

ORDER EXTENDING TIME FOR ACTION

(Issued May 15, 2015)

1. This order addresses a filing made by NET Mexico Pipeline Partners, LLC (NET Mexico) on December 31, 2014, requesting approval of its initial rates and Statement of Operating Conditions (SOC), pursuant to section 311(a)(2) of the Natural Gas Policy Act (NGPA)<sup>1</sup> and sections 284.123(b) and (e)<sup>2</sup> of the Commission's regulations.<sup>3</sup> NET Mexico proposes to provide Enhanced Transportation Service, Interruptible Transportation Service, and Park and Loan Service, pursuant to NGPA section 311. NET Mexico proposes an effective date of December 31, 2014 for its initial rates and SOC. For the reasons discussed below, the Commission will extend the time for Commission action on the proposed rates and SOC.

2. NET Mexico is a new intrastate pipeline located in Texas. Its system originates at its header system in Nuences County, Texas and terminates at the international border with Mexico near Rio Grande City, Texas. NET Mexico's header system connects to the Agua Dulce Hub and has interconnections with six Texas intrastate pipelines and two interstate pipelines. NET Mexico was placed into service for intrastate service on December 1, 2014. NET Mexico states that the purpose of its instant filing, made one month later, is to seek Commission approval of NET Mexico's rates and SOC for interstate natural gas transportation services under NGPA section 311 with respect to

---

<sup>1</sup> 15 U.S.C. § 3371(a)(2) (2012).

<sup>2</sup> 18 C.F.R. § 284.123(b) and (e) (2014).

<sup>3</sup> The filing procedures as stated in the transmittal letter and within the FERC e-Tariff system were found to be inconsistent.

non-Texas-sourced natural gas from the interconnections with the two interstate pipelines.

3. Notice of NET Mexico's filing was issued on January 7, 2015. Interventions and protests were due on or before January 21, 2015. On January 21, 2015, NET Mexico's anchor shipper, Mex Gas Supply, S.L. (Mex Gas Supply), filed comments citing concerns it has with certain SOC provisions. Pursuant to Rule 214,<sup>4</sup> all timely-filed motions to intervene and any motions to intervene out-of-time before the issuance date of this order are granted. Granting late intervention at this stage of the proceeding will not disrupt this proceeding or place additional burdens on existing parties.

4. Section 284.123(b)(2)(ii) of the Commission's regulations provides:

the rate proposed in the application will be deemed to be fair and equitable and not in excess of an amount which interstate pipelines would be permitted to charge for providing similar transportation service, unless within the 150-day period the Commission either extends the time for action, or institutes a proceeding in which all interested parties will be afforded an opportunity for written comments and for the oral presentation of views, data, and arguments.<sup>5</sup>

The 150-day period for review of NET Mexico's rates will expire on May 29, 2015. Because settlement discussions are ongoing and the Commission has been unable to make a determination that NET Mexico's proposed rates and SOC are fair and equitable, the Commission must extend the time for action or institute rate proceedings.

5. The Commission will extend the time for action until a determination can be made as to whether NET Mexico's proposed rates and SOC are fair and equitable. This should serve to encourage settlement of the issues among the parties. Within 120 days of the date this order issues, Commission Staff will report to the Commission on the status of settlement negotiations.

---

<sup>4</sup> 18 C.F.R. § 385.214 (2014).

<sup>5</sup> 18 C.F.R. § 284.123(b)(2)(ii) (2014).

The Commission orders:

(A) Pursuant to the Commission's authority under section 311 of the NGPA and section 284.123(b)(2)(ii) of the Commission's regulations, time for action on NET Mexico's petition is extended until the Commission can make a determination as to whether NET Mexico's proposed rates and SOC are fair and equitable or until it determines that formal proceedings are necessary.

(B) Commission Staff is directed to report the status of settlement negotiations to the Commission within 120 days of the issuance of this order.

By the Commission.

( S E A L )

Kimberly D. Bose,  
Secretary.