

152 FERC ¶ 61,024
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.

Enterprise Texas Pipeline LLC

Docket No. PR15-26-000

ORDER ESTABLISHING PROCEDURES

(Issued July 10, 2015)

1. This order addresses a filing made by Enterprise Texas Pipeline LLC (Enterprise Texas) on March 13, 2015, proposing changes to its rates and its Statement of Operating Conditions (SOC), pursuant to section 311(a)(2) of the Natural Gas Policy Act (NGPA)¹ and section 284.123(b)(2) of the Commission's regulations.² Enterprise Texas elected to use the optional notice procedures set forth in section 284.123(g) of the Commission's regulations.³ CenterPoint Energy Services Corp. (CenterPoint) and Commission staff have protested the filing.
2. Enterprise Texas proposes to increase its firm and interruptible transportation services for Rate Zone 1 – Legacy Assets and Rate Zone 2 – Sherman Extension. Enterprise Texas also proposes to revise its SOC which it states is updated solely to reflect the new proposed rates. Enterprise Texas states it has not proposed any changes to the operating terms and conditions of its SOC.
3. Section 284.123(g)(5) of the Commission's regulations provides, in part, that:

Within 60 days from the deadline for filing protests established by the Secretary of the Commission in accordance with paragraph (g)(3) of this section the Commission will establish procedures to resolve the proceeding.

¹ 15 U.S.C. § 3371(a)(2) (2006).

² 18 C.F.R. § 284.123(b)(2) (2014).

³ 18 C.F.R. § 284.123(g) (2014).

Because the proceeding has not been resolved through the optional notice procedures by July 10, 2015, the Commission must establish procedures to resolve the proceeding. Settlement negotiations in this proceeding are ongoing.

4. Staff reports that the parties have agreed to continue their settlement negotiations for a period of up to 60 days, with periodic reports on the progress of those negotiations. Accordingly, we will allow the ongoing settlement negotiations to proceed. This should serve to encourage settlement of the issues among the parties. Enterprise Texas and CenterPoint shall file periodic reports on the status of settlement negotiations to the Commission on or before July 20, 2015, August 3, 2015, August 17, 2015, and August 31, 2015. These periodic reports will allow the Commission to make a determination whether the institution of formal proceedings is necessary.

The Commission orders:

(A) Pursuant to the Commission's authority under section 311 of the NGPA and sections 284.123(b)(2) and 284.123(g)(5) of the Commission's regulations, the Commission will allow the settlement negotiations in this proceeding to continue.

(B) Enterprise Texas and CenterPoint shall file periodic reports on the status of settlement negotiations to the Commission as set forth in the body of this order.

By the Commission.

(S E A L)

Nathaniel J. Davis, Sr.,
Deputy Secretary.