

153 FERC ¶ 61,252
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

November 30, 2015

In Reply Refer To:
ETC Tiger Pipeline, LLC
Docket No. RP16-115-000

Blair V. Lichtenwalter, Sr.
Director, Rates and Regulatory Affairs
ETC Tiger Pipeline, LLC
1300 Main Street
Houston, TX 77002

Dear Mr. Lichtenwalter:

1. On October 30, 2015, ETC Tiger Pipeline, LLC (ETC Tiger) filed a revised tariff record¹ pursuant to section 36 of its General Terms and Conditions (GT&C) to reflect the proposed semi-annual adjustment to its reimbursement percentages for fuel gas and its Lost and Unaccounted for Gas (LAUF).² ETC Tiger is requesting limited waiver of section 36 of the GT&C of its tariff, in order to avoid setting a negative reimbursement percentage. As discussed below, for good cause shown, the Commission grants the limited waiver and accepts the tariff record to be effective December 1, 2015, as proposed.
2. ETC Tiger states that section 36 of the GT&C of its tariff requires it to use the actual data for the six-month collection period from March 1, 2015 through August 31, 2015, as adjusted, for changes reasonably anticipated to occur during the recovery period from December 1, 2015 through May 31, 2016, to calculate its upcoming reimbursement percentages. According to ETC Tiger, the overall fuel and LAUF reimbursement percentages to be applicable during the recovery period are derived by adding a current

¹ ETC Tiger Pipeline, LLC, FERC NGA Gas Tariff, TIGER Tariff Database, [3., Fuel Reimbursement Percentages, 14.0.0.](#)

² ETC Tiger states that it does not have any booster compression on its system, and therefore, it has not proposed any reimbursement percentages for booster compression fuel in this filing.

component to recover projected fuel and LAUF costs during the next semi-annual period and a deferred component to true-up over and under recoveries during the past collection period.³

3. ETC Tiger further states that pursuant to section 36.1(b) of its GT&C, it has separately computed five distinct reimbursement percentages:
 - a. For Fuel Gas applicable to quantities received at points located at and west of Louisiana State Highway 789 (West Receipts) applicable to Base System shippers;
 - b. For Fuel Gas at points located east of Highway 789 (East Receipts) applicable to Base System shippers;
 - c. West Receipts applicable to Phase 1 Expansion shippers;
 - d. East Receipts applicable to Phase 1 Expansion shippers; and
 - e. A single LAUF percentage for all shippers at all points.
4. In the instant filing, ETC Tiger proposes the following reimbursement percentages:

Reimbursement Type	Previous	Proposed
West Receipts, Base System	0.00%	0.00%
East Receipts, Base System	0.10%	0.40%
West Receipts, Expansion	0.10%	0.42%
East Receipts, Expansion	0.00%	0.47%
LAUF	0.02%	0.05%

5. ETC Tiger seeks a limited waiver of section 36 of the GT&C of its tariff for West Receipts applicable to Base System shippers, so that it may set an overall reimbursement percentage of 0.00 percent. ETC Tiger states that if it were to follow GT&C section 36

³ ETC Tiger states that section 36.2(b) defines the collection period as the six month period ended three months prior to the commencement of a new recovery period.

strictly, the result would be a Current Component of 0.26 percent and a Deferred Component of negative 14.41 percent, resulting in a negative overall reimbursement percentage. Instead, ETC Tiger proposes to use a Deferred Component of negative 0.26 percent, so that the effective rate remains 0.00 percent. ETC Tiger asserts that granting the requested waiver is desirable because section 36 of the GT&C of ETC Tiger's tariff does not address a situation in which ETC Tiger would be required to charge any of its shippers a negative reimbursement percentage for fuel gas. ETC Tiger also states that any unamortized amounts will be reflected in its next periodic rate adjustment filing.

6. Public notice of the filing was issued on November 2, 2015. Interventions and protests were due as provided in section 154.210 of the Commission's regulations.⁴ Pursuant to Rule 214,⁵ all timely filed motions to intervene and any unopposed 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 the proceeding or place additional burdens on existing parties. No protests or adverse comments were filed.

7. The Commission accepts ETC Tiger's proposed reimbursement percentages as just and reasonable, effective December 1, 2015, as requested. We also find good cause to grant the requested waiver and accept the revised tariff record to effectuate the adjusted fuel reimbursement percentages. The Commission has previously found that holding reimbursement rates at zero, rather than allowing the overall reimbursement rates to become negative, is reasonable so long as all over-recovered amounts are eventually returned to the shippers.⁶ Granting waiver leaves ETC Tiger with an unamortized balance for West Receipts applicable to Base System shippers equivalent to negative 14.15 percent (- 14.41+ (0.26)). In order to ensure that neither ETC Tiger nor its

⁴ 18 C.F.R. § 154.210 (2015).

⁵ 18 C.F.R. § 385.214 (2015).

⁶ See *ETC Tiger Pipeline, LLC*, 141 FERC ¶ 61,159 (2012) (Commission grants waiver for ETC Tiger to use a 0.00 percent rate for its Reimbursement Percentage for fuel gas for West Receipts for Base shippers). See also *Columbia Gulf Transmission Co.*, 132 FERC ¶ 61,134, at P 43 (2010).

shippers are disadvantaged, ETC Tiger's deferred component true-up mechanism shall carry this balance to the next semi-annual adjustment period.

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.