

155 FERC ¶ 61,210
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

May 31, 2016

In Reply Refer To:
Texas Eastern Transmission, LP
Docket No. RP16-908-000

Berk Donaldson
General Manager, Rates & Certificates
Texas Eastern Transmission, LP
P.O. Box 1642
Houston, TX 77251-1642

Reference: Out-of-Cycle Revision to EPC Surcharge

Dear Mr. Donaldson:

1. On April 29, 2016, Texas Eastern Transmission, LP (Texas Eastern) filed a tariff record¹ containing an out-of-cycle revision that reduces certain Electric Power Cost (EPC) reimbursement surcharges, effective June 1, 2016. According to Texas Eastern it is currently over-recovering its EPC reimbursement for incremental service related to the Ohio Pipeline Energy Network Project (OPEN Project), and thus requests that the Commission grant waiver of section 15.1 of the General Terms and Conditions (GT&C) of its tariff and any other waivers that may be necessary to allow the proposed decrease to become effective on June 1, 2016. As discussed below, for good cause shown, the Commission grants the requested waiver and accepts the tariff record effective June 1, 2016.

2. Texas Eastern states that pursuant to section 15.1 of the GT&C of its tariff, Texas Eastern files revised rates on a semi-annual basis, effective each February 1 and August 1, for each applicable zone, rate schedule and incremental service, based upon the projected annual EPC surcharge required for the operation of transmission compressor stations with electric motor prime movers. Texas Eastern further states that its currently

¹ Texas Eastern Transmission, LP, FERC NGA Gas Tariff, Texas Eastern Database 1, [2., Rate Schedule FT-1, 44.0.0.](#)

effective EPC surcharges were approved by the Commission in Docket No. RP16-334-000 on January 28, 2016, to be effective February 1, 2016.²

3. In the instant filing, Texas Eastern proposes an out-of-cycle tariff revision to decrease the adjusted EPC reimbursement surcharge for the OPEN Project from \$5.6497 per Dth to \$2.2377 per Dth. Texas Eastern states that its proposed EPC surcharge for the OPEN Project in Docket RP16-334-000 was based on limited operating information.³ Specifically, Texas Eastern states that, at the time, actual determinants for the OPEN Project were only available for a two-month period. As a result, Texas Eastern claims the EPC surcharge was not aligned with the deferred EPC balance for the OPEN Project. Thus, in order to achieve a more appropriate rate, Texas Eastern is now proposing to reduce the EPC surcharge for the OPEN Project, effective June 1, 2016.

4. Texas Eastern states that it is not proposing any change to any other currently effective EPC surcharges or to its currently effective EPC recovery methodology. Furthermore, Texas Eastern asserts that there will be no cross-subsidization by, or of, other system or incremental projects as a result of this revision to the EPC surcharge for the OPEN Project.

5. Public notice of the filing was issued on May 2, 2016. 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 motion to intervene out-of-time filed before the issuance 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.

6. Texas Eastern's out-of-cycle filing is unopposed and will result in a lower EPC surcharge for shippers on its OPEN Project. Moreover, allowing this out-of-cycle filing will benefit Texas Eastern's customers by avoiding a significant over-collection. Accordingly, for good cause shown, the Commission grants Texas Eastern's requested

² *Texas Eastern Transmission, LP*, Docket No. RP16-334-000 (Jan. 28, 2016) (unpublished letter order).

³ The OPEN Project was approved by the Commission in December 2014 and began partial operations in September 2015. *Texas Eastern Transmission, LP*, 149 FERC ¶ 61,198 (2014).

⁴ 18 C.F.R. § 154.210 (2015).

⁵ 18 C.F.R. § 385.214 (2015).

waiver to allow it to implement an out-of-cycle EPC surcharge adjustment, and accepts the proposed tariff record effective June 1, 2016.

By direction of the Commission.

Kimberly D. Bose,
Secretary.