

156 FERC ¶ 61,080
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

July 29, 2016

In Reply Refer To:
MIGC LLC
Docket No. RP16-1083-000

MIGC LLC
1201 Lake Robbins Dr.
The Woodlands, TX 77380

Attention: Jeffrey M. Molinaro
Regulatory Advisor

Dear Mr. Molinaro:

1. On July 1, 2016, pursuant to section 9.25 of the General Terms and Conditions (GT&C) of MIGC LLC's (MIGC) FERC Gas Tariff, Third Revised Volume No. 1, MIGC filed its annual fuel retention percentage tracker. MIGC requests waiver of the requirements of GT&C section 9.25 to allow the current fuel retention and loss percentage factors (FL&U) to remain in effect. For good cause shown, the Commission grants the requested waiver of section 9.25 of MIGC's GT&C and accepts the use of MIGC's currently effective FL&U factor, as discussed below.

2. According to MIGC, GT&C section 9.25 requires that MIGC file revised FL&U factors by July 1 of each year, based on the actual fuel experience of the pipeline for the previous June 1 through May 31 time period. Here, MIGC explains that it calculated revised FL&U factors based on the actual fuel experience of the pipeline for the previous June 1, 2015 through May 31, 2016 and submitted supporting work papers of that calculation reflecting a negative FL&U factor. MIGC states that the negative FL&U is primarily due to large over-recoveries of fuel that occurred between June 2015 and September 2015. To address the large over-recoveries, MIGC filed an interim fuel adjustment, approved by the Commission, on September 29, 2015, to lower the FL&U factor to 0.24 percent effective October 1, 2015.¹

¹ See *MIGC LLC*, 152 FERC ¶ 61,236 (2015).

3. MIGC proposes to maintain the current FL&U factor of 0.24 percent in lieu of implementing a negative FL&U. MIGC states that the FL&U factor of 0.24 percent is more representative of expected future activity on the pipeline. MIGC further states that a negative FL&U is likely to result in large under-recoveries.

4. Public notice of the filing was issued on July 11, 2016. Interventions and protests were due as provided in section 154.210 of the Commission's regulations.² Pursuant to Rule 214,³ 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 adverse comments or protests were filed.

5. To avoid implementing a negative FL&U which may result in large under-recoveries, the Commission finds that MIGC has shown good cause to grant waiver of section 9.25 of the GT&C of MIGC's tariff and accepts the currently effective FL&U factor of 0.24 percent, to remain in effect for the annual period, as requested.

By direction of the Commission.

Kimberly D. Bose,
Secretary.

² 18 C.F.R. § 154.210 (2015).

³ *Id.* § 385.214.