

135 FERC ¶ 61,279  
FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

June 30, 2011

In Reply Refer To:  
Columbia Gulf Transmission Company  
Docket No. RP11-2134-001

Columbia Gulf Transmission Company  
5151 San Felipe  
Suite 2500  
Houston, TX 77056

Attention: James R. Downs, Vice President, Rates & Regulatory Affairs

Reference: Request for Extension of Limited Waiver of Tariff Provisions

Dear Mr. Downs:

1. On June 23, 2011, Columbia Gulf Transmission Company (Columbia Gulf) filed a request for extension of limited waiver of three provisions of the General Terms and Conditions (GT&C) of its tariff.<sup>1</sup> Specifically, Columbia Gulf seeks to extend the previous waiver granted by the Commission on June 10, 2011<sup>2</sup> for an additional month to be effective from July 1, 2011 to July 31, 2011. We grant the extension of waiver as requested.

2. On October 28, 2010, Columbia Gulf filed a general rate case pursuant section 4 of the Natural Gas Act (NGA) in Docket No. RP11-1435-000. On November 30, 2010, the Commission accepted and suspended Columbia Gulf's Filing to be effective on

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<sup>1</sup> The three cited tariff sections are: Part VII.9, Section 9.2(b) (Flow Control Equipment); Part VII.19, Section 19.4 (Unauthorized Gas Penalty); and Part VII.19, Section 19.5 (Daily Delivery Point Scheduling Penalty).

<sup>2</sup> *Columbia Gulf Transmission Co.*, 135 FERC ¶ 61,224 (2011).

May 1, 2011.<sup>3</sup> The Commission set Columbia Gulf's proposed rates for hearing and established a technical conference on Columbia Gulf's non-rate proposals. Those proposals included a revision to Section 9.2(b) of the GT&C concerning required installation of flow control equipment in certain circumstances, the addition of an unauthorized gas penalty in Section 19.4 of the GT&C, and certain conforming revisions of Section 19.5 (Daily Delivery Point Scheduling Penalty). On April 29, 2011, the Commission issued an order on the technical conference, conditionally accepting these proposals.<sup>4</sup>

3. On May 26, 2011, Columbia Gulf filed a request for limited waiver of certain provisions of its tariff related to flow control equipment, unauthorized gas penalties, and daily delivery point scheduling penalties. In support of that filing, Columbia Gulf stated that it was engaged in settlement discussions with its shippers regarding its general rate filing, and that a temporary waiver would benefit all shippers by minimizing their exposure to the penalty provisions during settlement discussions. Columbia Gulf represented that its shippers supported the requested waiver. The Commission granted the requested waiver effective June 1, 2011 to June 30, 2011.

4. In the instant filing, Columbia Gulf states that it continues to make progress with its shippers towards settlement in its general rate proceeding. Columbia Gulf asserts that the extension of the waiver was supported by shippers at the most recent settlement conference. Accordingly, Columbia Gulf requests that the Commission grant an extension of the waiver of the above-referenced tariff provisions until July 31, 2011.

5. Public notice of the filing was issued on June 24, 2011. Interventions and protests were due June 28, 2011, pursuant to section 154.210 of the Commission's regulations.<sup>5</sup> Pursuant to Rule 214,<sup>6</sup> 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 protests or adverse comments were filed.

6. For good cause shown, we grant the extension of waiver as requested. The Commission consistently encourages parties to settle disputed issues to avoid the burden and expense of a hearing. In this proceeding, granting an extension of the waiver should

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<sup>3</sup> *Columbia Gulf Transmission Co.*, 133 FERC ¶ 61,182 (2010).

<sup>4</sup> *Columbia Gulf Transmission Co.*, 135 FERC ¶ 61,106 (2011).

<sup>5</sup> 18 C.F.R. § 154.210 (2011).

<sup>6</sup> 18 C.F.R. § 385.214 (2011).

benefit both Columbia Gulf and its shippers by minimizing uncertainty over the effect of new tariff language that may be affected by settlement discussions. Accordingly, the three cited tariff sections are waived from July 1, 2011 to July 31, 2011.

By direction of the Commission.

Kimberly D. Bose,  
Secretary.