

143 FERC ¶ 61,085  
FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

May 1, 2013

In Reply Refer To:  
SourceGas Distribution LLC  
Docket No. PR13-22-000

SourceGas Distribution LLC  
c/o Morgan, Lewis & Bockius  
1111 Pennsylvania Avenue, NW  
Washington, DC 20004

Attention: Mark R. Haskell  
Attorney for SourceGas Distribution LLC

Dear Mr. Haskell:

1. On January 15, 2013, pursuant to section 284.123(e) of the Commission's regulations,<sup>1</sup> you filed on behalf of SourceGas Distribution LLC (SourceGas) a rate election proposing to update its rates for its interstate transportation service to match its newly effective rates for comparable intrastate service approved by the Public Service Commission of Wyoming (WyPSC).<sup>2</sup> SourceGas also filed a revised Statement of Operating Conditions (SOC)<sup>3</sup> reflecting its new rates. SourceGas's rates and the referenced tariff record are accepted, effective December 18, 2012, as proposed, subject to the condition discussed below.

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<sup>1</sup> 18 C.F.R. § 284.123(e) (2012).

<sup>2</sup> See Public Service Commission of Wyoming, *Order Granting SourceGas to include a demand Charge in its Wyoming Gas Tariff applicable to MLI to MLI Firm Transportation Service*, Docket No. 30022-198-GA-12 (Record No. 13380) (January 15, 2013).

<sup>3</sup> SourceGas Distribution LLC, FERC NGPA Gas Tariff, Statement of Operating Conditions of SourceGas Distribution LLC, SOC, Statement of Operating Conditions, 2.0.0.

2. SourceGas has been granted a section 284.224 limited jurisdiction certificate<sup>4</sup> by the Commission to perform interstate service.<sup>5</sup> Since its application for a blanket certificate, SourceGas has elected under section 284.123(b) of the Commission's regulations, to establish the same rates for interstate service as those contained in its currently effective rate schedules for comparable intrastate service on file with WyPSC. On December 18, 2012, SourceGas received a final decision at an open meeting of the WyPSC, approving the inclusion of a demand charge in its Wyoming Gas Tariff for Rate Schedule TC using the MLI<sup>6</sup> to MLI service in the Casper Division. The demand charge rate band is \$0.00 per Dth of Maximum Daily Transportation Quantity (MDTQ) per month to \$9.50 per Dth of MDTQ per month. In addition, SourceGas has included two new footnotes resulting from the WyPSC's December 2012 decision.

3. Public notice of the filing was issued on January 17, 2013. Interventions and protests were due on or before January 30, 2013. Pursuant to Rule 214,<sup>7</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.

4. We find that the rates SourceGas has elected in this petition are, as required by section 284.123(b)(1) of the Commission's regulations, contained in SourceGas's currently effective Rate Schedule TC, on file with the WyPSC for intrastate service. The Commission accepts SourceGas's SOC, effective December 18, 2012, as proposed, subject to the condition that SourceGas file an informational filing five years from the effective date of SourceGas's filing, to allow the Commission to review SourceGas's rates.

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<sup>4</sup> *SourceGas Distribution LLC*, 127 FERC ¶ 62,016 (2009).

<sup>5</sup> SourceGas is otherwise exempt from the Commission's Natural Gas Act (NGA) jurisdiction pursuant to section 1(c) of the NGA.

<sup>6</sup> Main Line Interconnect

<sup>7</sup> 18 C.F.R. § 385.214 (2012).

5. Accordingly, on or before December 18, 2017,<sup>8</sup> SourceGas must file with the Commission either: (a) an application pursuant to 18 C.F.R. § 284.123(b)(1) seeking to establish its cost-based WyPSC-approved transportation rates as its rates for interstate transportation services provided under its Order No. 63 blanket certificate; or (b) a filing with cost, throughput, revenue and other data, in the form specified in section 154.313 of the Commission's regulations,<sup>9</sup> to allow the Commission to determine whether any change in SourceGas's interstate transportation rates is required pursuant to section 5 of the NGA. SourceGas may file a petition for rate approval under section 284.123(b)(2) of the Commission's regulations to establish new maximum rates at any time within the five-year period to fulfill this periodic rate review requirement.

By direction of the Commission.

Nathaniel J. Davis, Sr.,  
Deputy Secretary.

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<sup>8</sup> *Contract Reporting Requirements of Intrastate Natural Gas Companies*, Order No. 735, FERC Stats. & Regs. ¶ 31,310 at P 96 (cross-referenced at 131 FERC ¶ 61,150), *order on reh'g*, Order No. 735-A, FERC Stats. & Regs. ¶ 31,318 (2010). *See also Hattiesburg Industrial Gas Sales, L.L.C.*, 134 FERC ¶ 61,236 (2011) (imposing a five-year rate review requirement on Hattiesburg Industrial Gas Sales, L.L.C. in an order approving Hattiesburg's multiple revisions to its SOC).

<sup>9</sup> 18 C.F.R. § 154.313 (2012).