

143 FERC ¶ 61,212  
FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

June 5, 2013

In Reply Refer To:  
LA Storage, LLC  
Docket No. RP13-663-000

LA Storage, LLC  
101 Ash Street  
San Diego, CA 92101

Attention: William D. Rapp  
Counsel for LA Storage, LLC

Dear Mr. Rapp:

1. On February 28, 2013, you filed on behalf of LA Storage, LLC (LA Storage) its annual adjustment to its fuel retainage percentage (FRP), along with supporting workpapers, pursuant to section 5.19 of the General Terms and Conditions (GT&C) of its FERC Gas Tariff. LA Storage proposes to retain the FRP of 1.5 percent for the twelve-month period beginning March 1, 2013. As discussed below, waiver of the 30-day notice requirement in section 154.207 of the Commission's regulations and waiver of section 5.19 of LA Storage's GT&C is granted and the FRP of 1.5 percent for the next twelve-month period is accepted effective March 1, 2013.

2. Public notice of the filing was issued on March 4, 2013. Interventions and protests were due as provided in section 154.210 of the Commission's regulations (18 C.F.R. § 154.210 (2012)). Pursuant to Rule 214 (18 C.F.R. § 385.214 (2012)), 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.

3. Section 5.19 of its GT&C requires LA Storage to make an annual filing on or before March 1 to adjust the FRP. Section 5.19 provides that the adjusted FRP will consist of two components: (a) a Base Fuel Retainage Percentage; and (b) a Fuel Retainage True-Up Adjustment. LA Storage states that the actual Fuel and Loss volumes experienced during the 12-month period of February 1, 2012 through January 31, 2013,

were substantially in excess of the currently effective FRP of 1.5 percent. LA Storage states that, as a practical matter, it does not have the ability to charge and collect a FRP at a level equal to the percentage determined by the calculations required in section 5.19 of its GT&C. Therefore, LA Storage proposes to retain the currently effective FRP of 1.5 percent effective March 1, 2013, and to carry forward for potential recovery in future periods the Fuel Retainage True-Up Adjustment of 4,677 Dth.

4. Based upon our review of the filing and LA Storage's waiver requests, the Commission finds good cause exists to grant limited waiver of section 5.19 of its GT&C and accepts LA Storage's FRP of 1.5 percent effective March 1, 2013. Therefore, LA Storage may carry forward the Fuel Retainage True-Up Adjustment of 4,677 Dth to the next 12-month period. Waiver of the 30-day notice requirement in section 154.207 of the Commission's regulations is also granted.

By direction of the Commission.

Kimberly D. Bose,  
Secretary.