

whom might benefit from the opportunity to dehydrate gas onshore, from time to time, in lieu of processing.

Trunkline states that a copy of this filing was mailed to affected shippers and interested state regulatory agencies.

Any person desiring to be heard or protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with §§ 385.214 and 385.211 of the Commission's Rules of Practice and Procedure. All such motions or protests must be filed as provided in Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,  
*Secretary.*

[FR Doc. 96-252 Filed 1-8-96; 8:45 am]

BILLING CODE 6717-01-M

**[Docket Nos. RP90-137-028, and RP96-93-000 (Not Consolidated)]**

**Williston Basin Interstate Pipeline Company; Notice of Compliance Filing**

January 3, 1996.

Take notice that on December 22, 1995, Williston Basin Interstate Pipeline Company (Williston Basin), tendered for filing as part of its FERC Gas Tariff, Second Revised Volume No. 1 and Original Volume No. 2 and Original Volume No. 1-A of its superseded FERC Gas Tariff, the following revised tariff sheets to become effective as shown on the tariff sheets.

Williston Basin states that, in accordance with the Commission's December 6, 1995 Order, the revised tariff sheets exempt the Rate Schedule S-2 service performed for Chevron U.S.A. Inc., Union Oil Company of California, Marathon Oil Company, Koch Gas Services Company, and Graham Royalty Ltd. and Amoco Production Company with Rainbow Gas Company acting as their agent, from Williston Basin's take-or-pay volumetric surcharge both retroactively and prospectively. Williston Basin further states that the revised schedules reflect recovery beginning January 1, 1996, for the amounts refunded in Docket No. RP93-175-000 over the remaining total recovery period in that docket. The

applicable Docket Nos. RP90-137-000 and RP91-56-000 amounts have been combined and will be recovered over an 18 month period through a new recovery mechanism beginning January 1, 1996.

Any person desiring to be heard or protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with §§ 385.214 and 385.211 of the Commission's Rules of Practice and Procedure. All such motions or protests must be filed as provided in Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,  
*Secretary.*

[FR Doc. 96-254 Filed 1-8-96; 8:45 am]

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**[Docket No. RP95-364-003]**

**Williston Basin Interstate Pipeline Company; Notice of Proposed Changes in FERC Gas Tariff**

January 3, 1996.

Take notice that on December 29, 1995, Williston Basin Interstate Pipeline Company (Williston Basin), tendered for filing revised tariff sheets to Second Revised Volume No. 1 and Original Volume No. 2 of its FERC Gas Tariff. The proposed effective date of these tariff sheets is January 1, 1996.

Williston Basin states that this motion to place suspended tariff sheets into effect, along with supporting workpapers, is being filed pursuant to the Commission's July 27, 1995 and December 22, 1995 Orders in the above-referenced proceeding and Section 154.206 of the Commission's Regulations.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, DC 20426, in accordance with §§ 385.211 of the Commission's Rules and Regulations. Pursuant to Section 154.210 of the Commission's Regulations, all such protests must be filed not later than 12 days after the date of the filing noted above. Protests will be considered by the Commission in

determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,

*Secretary.*

[FR Doc. 96-255 Filed 1-8-96; 8:45 am]

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**[Docket No. TM96-3-49-000]**

**Williston Basin Interstate Pipeline Company; Notice of Fuel Reimbursement Charge Filing**

January 3, 1996.

Take Notice that on December 29, 1995, Williston Basin Interstate Pipeline Company (Williston Basin), tendered for filing as part of its FERC Gas Tariff the following revised tariff sheets to become effective February 1, 1996:

Second Revised Volume No. 1  
Fifteenth Revised Sheet No. 15  
Seventh Revised Sheet No. 15A  
Eighteenth Revised Sheet No. 16  
Seventh Revised Sheet No. 16A  
Fifteenth Revised Sheet No. 18  
Seventh Revised Sheet No. 18A  
Seventh Revised Sheet No. 19  
Seventh Revised Sheet No. 20  
Thirteenth Revised Sheet No. 21

Original Volume No. 2

Sixtieth Revised Sheet No. 11B

Williston Basin states that the revised tariff sheets reflect revisions to the fuel reimbursement charge and percentage components of the Company's relevant gathering, transportation and storage rates, pursuant to Williston Basin's Fuel Reimbursement Adjustment Provision, contained in Section 38 of the General Terms and Conditions of FERC Gas Tariff, Second Revised Volume No. 1.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with 18 CFR 385.214 and 385.211 of the Commission's Rules and Regulations. All such motions or protests must be filed on or before January 10, 1996. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are

available for public inspection in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 96-256 Filed 1-8-96; 8:45 am]

BILLING CODE 6717-01-M

## Office of Hearings and Appeals

### Implementation of Special Refund Procedures

**AGENCY:** Office of Hearings and Appeals, DOE.

**ACTION:** Notice of Implementation of Special Refund Procedures.

**SUMMARY:** The Office of Hearings and Appeals of the Department of Energy announces procedures for the disbursement of \$1,564,222.74 (plus accrued interest) collected pursuant to a consent order with Vessels Gas Processing Company. The funds will be distributed in accordance with the DOE's special refund procedures, 10 CFR Part 205, Subpart V.

**DATES AND ADDRESSES:** Applications for Refund of a portion of the consent order must be filed in duplicate on or before April 8, 1996, and should be addressed to: Vessels Gas Processing Company Proceeding, Department of Energy, Office of Hearings and Appeals, 1000 Independence Ave., S.W., Washington, D.C. 20585-0107. All Applications should conspicuously display reference to Case Number VEF-0007.

**FOR FURTHER INFORMATION CONTACT:** Richard W. Dugan, Associate Director, 1000 Independence Ave. S.W., Washington D.C. 20585-0107, (202) 586-2860.

**SUPPLEMENTARY INFORMATION:** In accordance with the procedural regulations of the Department of Energy, 10 CFR 205.282 (c), notice is hereby given of the issuance of the Decision and Order set out below. The Decision and Order relates to a consent Order entered into by the DOE and Vessels Gas Processing Company (Vessels). The consent order settled possible pricing violations with respect to Vessels' sales of natural gas liquids (NGLs) and natural gas liquid products (NGLPs). The DOE has collected \$1,564,222.74 and is holding the money in an interest-bearing escrow account pending distribution. On September 28, 1995, the Office of Hearings and Appeals issued a Proposed Decision and Order which tentatively established refund procedures and solicited comments from interested parties concerning the proper distribution of the consent order fund. No comments were received.

As the Decision and Order indicates, Applications for Refund from the Vessels' consent order fund may now be filed. Applications must be filed no later than 90 days from the date of publication of this Decision and Order. Applications will be accepted from customers who purchased NGLs and NGLPs from Vessels during the period September 1, 1973 through December 31, 1977. The specific information required in and Application for Refund is set forth in the Decision and Order.

Dated: December 21, 1995.

George B. Breznay,

Director, Office of Hearings and Appeals.

### Special Refund Procedures

Name of Firm: Vessels Gas Processing Company

Date of Filing: February 27, 1995

Case Number: VEF-0007

In accordance with the procedural regulations of the Department of Energy (DOE), 10 CFR Part 205, Subpart V, the Regulatory Litigation branch of the Office of General Counsel (OGC) (formerly the Economic Regulatory Administration (ERA)) filed a Petition for the Implementation of Special Refund Procedures with the Office of Hearings and Appeals (OHA) on February 27, 1995. The petition requests that the OHA formulate and implement procedures for the distribution of funds received pursuant to a Consent Order entered into by the DOE and Vessels Gas Processing Company (Vessels) of Colorado.<sup>1</sup>

#### I. Background

Vessels was a "refiner" of natural gas liquids (NGLs) and natural gas liquid products (NGLPs), which were included within the definitions of "covered products" in 6 CFR 150.352 and in the price regulations promulgated pursuant to the Emergency Petroleum Allocation Act of 1973, Public Law 93-159. Accordingly, during the period from

<sup>1</sup>For the sake of convenience and clarity, "Vessels" will refer to Vessels Gas Processing Company (VGPC) and Vessels Gas Process, Limited (VGPL) in this Decision and Order. In addition, "Vessels" will refer to the operations of Halliburton Resource Management (HRM) at the Irondale and Brighton plants on behalf of VGPC and VGPL. Vessels operated under a contract with HRM, a division of Halliburton Company (Halliburton). Under that agreement, the natural gas owned by Vessels was processed and sold at three plants owned and operated by HRM. HRM was paid or retained a service fee from the sales proceeds. On February 25, 1983, Vessels filed, in conjunction with a "Preliminary Statement of Objections" to the Proposed Remedial Order issued to it on November 5, 1982, a "Motion to Join Halliburton Company and Hold it Jointly Liable for Any Overcharges that are Proven." On May 25, 1983, the OHA gave leave to amend the PRO to join Halliburton. *Vessels Gas Processing Co.*, 11 DOE ¶ 82,509 (1983).

August 19, 1973 through January 28, 1981, Vessels was subject to price rules set forth in 10 CFR Part 212, Subpart K, and antecedent regulations at 6 CFR 150.1 et seq. An ERA audit of Vessels' business records at the Irondale and Brighton locations revealed possible pricing violations with respect to the firm's sales of NGLs and NGLPs at the Irondale plant during the audit period from September 1, 1973 through December 31, 1977 and at the Brighton plant from April 1, 1975 through December 31, 1977.<sup>2</sup> Subsequently, on October 7, 1986, the DOE issued a Remedial Order to Vessels, finding that the firm had overcharged its customers and requiring it to remit to the DOE \$1,571,671.40, plus interest. *Vessels Gas Processing Co.*, 15 DOE ¶ 83,002 (1986). Vessels appealed the Remedial Order to the Federal Energy Regulatory Commission (FERC) (Case No. R087-3-000). While the Appeal was pending, Vessels and the DOE entered into a Consent Order on December 17, 1987, in order to settle all claims and disputes between Vessels and the DOE regarding the firm's compliance with price regulations in sales of NGLs and NGLPs during the audit period. In that Order, Vessels agreed to remit a total of \$1,500,000, plus installment interest, to the DOE for distribution to the firm's customers. The Consent Order became final on February 16, 1988. Vessels has made payments totalling \$1,564,222.74 to the DOE.<sup>3</sup> These funds, plus accrued interest, are presently in a DOE escrow account maintained by the Department of the Treasury.

#### II. Jurisdiction

The procedural regulations of the DOE set forth general guidelines by which the OHA may formulate and implement a plan of distribution for funds received as a result of an enforcement proceeding. 10 CFR Part 205, Subpart V. It is DOE policy to use the Subpart V process to distribute such funds. For a more detailed discussion of Subpart V and the authority of the OHA to fashion procedures to distribute refunds obtained as a part of settlement agreements, see *Office of Enforcement*, 9 DOE ¶ 82,553 (1982); *Office of Enforcement*, 9 DOE ¶ 82,508 (1981). After reviewing the record in the present case, we have concluded that a Subpart V proceeding is an appropriate

<sup>2</sup>The discrepancy in dates between the two plants is due to the fact that the Brighton plant was not fully operational until April 1975.

<sup>3</sup>Vessels' appeal to FERC was dismissed on February 26, 1988. *Vessels Gas Processing Co.*, 42 FERC ¶ 63,023 (1988). The firm's final payment under the Consent Order was received by the DOE on October 12, 1994.