

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. GP98-30-000]

**Barbara J. Wilson, Inc., et al.; Notice of Petition for Dispute Resolution**

June 5, 1998.

Take notice that, on June 2, 1998, Barbara J. Wilson, Inc., the Estate of Barbara J. Wilson, Rings of Saturn, Inc., and Joyce A. Mims (collectively: Applicants) filed a petition requesting the Commission to resolve any potential dispute they have with Northern Natural Gas Company (Northern) as to whether Applicants owe Northern any Kansas ad valorem tax refunds. Applicants request that the Commission find that they have no Kansas ad valorem tax refund liability to Northern for the period from 1983 to 1988, based on a March 27, 1990 Settlement Agreement between Applicants and Northern (1990 Settlement). Applicants' petition is on file with the Commission and open to public inspection.

The Commission, by order issued September 10, 1997, in Docket No. RP97-369-000 *et al.*,<sup>1</sup> on remand from the D.C. Circuit Court of Appeals,<sup>2</sup> required first sellers to refund the Kansas ad valorem tax reimbursements to the pipelines, with interest, for the period from 1983 to 1988. In its January 28, 1998 Order Clarifying Procedures [82 FERC ¶ 61,059 (1998)], the Commission stated that producers (i.e., first sellers) could file dispute resolution requests with the Commission, asking the Commission to resolve the dispute with the pipeline over the amount of Kansas ad valorem tax refunds owed.

Applicants state that Northern has attempted to collect Kansas ad valorem tax refunds from them for the period from 1983 to 1988. Applicants contend that these efforts are a breach of their 1990 Settlement with Northern, because the 1990 Settlement released Applicants and Northern from all claims against each other relating to Applicants' gas purchase contract with Northern. Applicants also state that they have placed the principal and interest involved into an escrow account, and request that, if necessary, the Commission authorize Applicants to place these sums into the escrow

<sup>1</sup> See 80 FERC ¶ 61,264 (1997); order denying reh'g issued January 28, 1998, 82 FERC ¶ 61,058 (1998).

<sup>2</sup> *Public Service Company of Colorado v. FERC*, 91 F.3d 1478 (D.C. 1996), cert. denied, Nos. 96-954 and 96-1230 (65 U.S.L.W. 3751 and 3754, May 12, 1997).

account, pending resolution of their dispute with Northern. If the Commission does not issue a summary ruling in Applicants' favor, Applicants alternatively request permission to file briefs to fully advise the Commission of their position.

Any person desiring to comment on or make any protest with respect to the above-referenced petition should, on or before June 26, 1998, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene or protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211). All protests filed with the Commission will be considered by it 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 to the proceeding, or to participate as a party in any hearing therein, must file a motion to intervene in accordance with the Commission's Rules.

**David P. Boergers,***Acting Secretary.*

[FR Doc. 98-15518 Filed 6-10-98; 8:45 am]

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**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. RP97-52-005]

**Columbia Gulf Transmission Company; Notice of Compliance Filing**

June 5, 1998.

Take notice that on June 3, 1998, Columbia Gulf Transmission Company (Columbia Gulf) tendered for filing as part of its FERC Gas Tariff, Second Revised Volume No. 1, the following revised tariff sheets, with a proposed effective date of June 1, 1998:

Nineteenth Revised Sheet No. 018  
Ninth Revised Sheet No. 018A  
Twentieth Revised Sheet No. 019

On March 3, 1998, Columbia Gulf filed with the Federal Energy Regulatory Commission (Commission) a comprehensive settlement in the subject docket. The settlement was certified to the Commission as uncontested on March 25, 1998. The Commission issued its order accepting the settlement on April 29, 1998. Pursuant to its provisions, the settlement became effective on June 1, 1998. The instant filing sets forth rate tariff sheets that implement the Period II settlement rates effective June 1, 1998. Columbia Gulf requests a waiver of Section 154.7(a)(9)

of the Commission's regulations to accept the tariff sheets at the requested effective date.

Columbia Gulf states that copies of its filing have been mailed to all firm customers, interruptible customers, affected state commissions and parties on the official service list in this proceeding.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such 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 proceedings.

Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

**David P. Boergers,***Acting Secretary.*

[FR Doc. 98-15527 Filed 6-10-98; 8:45 am]

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**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. IN98-3-000]

**Consumers Energy Company; Notice of Informal Settlement Conference**

June 5, 1998.

Take notice that an informal settlement conference will be convened in this proceeding on Tuesday, June 16, 1998 at 10:00 a.m., at the offices of the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC, for the purpose of exploring the possible settlement of the above-referenced docket. If necessary, the conference will continue to Wednesday, June 17, 1998.

Any party, as defined by 18 CFR 385.102(c), or any participant, as defined by 18 CFR 385.102(b), is invited to attend. Persons wishing to become a party must move to intervene and receive intervenor status pursuant to the Commission's regulations (18 CFR 385.214).

For additional information, contact Gerald L. Richman at (202) 208-2036.

**David P. Boergers,***Acting Secretary.*

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