

rims.htm (call 202-208-2222 for assistance)

**David P. Boergers,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP00-28-000]

#### Florida Gas Transmission Company; Notice of Filing of Pro Forma Tariff Changes

October 22, 1999.

Take notice that on October 15, 1999, Florida Gas Transmission Company (FGT) tendered for filing pro forma tariff sheets in compliance with the Commission's Order dated May 26, 1999 and the "Notice of Extension of Time" issued July 28, 1999 in Docket No. RP99-186-000:

Pro Forma Sheet No. 125A  
 Pro Forma Sheet No. 129  
 Pro Forma Sheet No. 129A  
 Pro Forma Sheet No. 129C  
 Pro Forma Sheet No. 163B  
 Pro Forma Sheet No. 163C  
 Pro Forma Sheet No. 163D  
 Pro Forma Sheet No. 163E  
 Pro Forma Sheet No. 163H  
 Pro Forma Sheet No. 184B  
 Pro Forma Sheet No. 184D

FGT states that on December 18, 1998 an Annual Report of system balancing costs and revenues was filed detailing the activity of the Cash Out, Fuel Resolution and Balancing Tools mechanisms for the Settlement Period ended September 30, 1998 in Docket No. RP99-186-000. For the second consecutive year, the Annual Report reflected that system balancing costs exceeded system balancing revenues. FGT's tariff provides that FGT will make a tariff filing to increase the non-compliance penalties in the event system balancing costs exceed system balancing revenues (subject to certain dollar thresholds). Because FGT believed that simply increasing the non-compliance penalties would not adequately address the underlying reasons for the revenue deficiency, FGT requested waiver of this tariff provision. The Commission deferred action on FGT's waiver request and directed its staff to convene a technical conference.

As a result of the technical conference held in Washington, DC on March 11,

1999, FGT and the active parties to the proceeding reached agreement for the resolution of a portion of the cumulative cost underrecovery and agreed to meet and further discuss the causes and possible solutions for the remaining deficiency, as provided for in the Joint Motion for Approval of Limited Waivers ("Joint Motion"), filed by FGT and the active parties on April 12, 1999. At an Operating Committee meeting held in Orlando, Florida on June 8, 1999, FGT and its customers exchanged information and ideas. The Operating Committee attendees agreed that a minor mechanical change to the presentation of the fuel imbalances in the Annual Report was appropriate and recognize that many non-compliance penalties are still tied to specific indices—Tivoli and St. Helena—even though the cash out mechanism has been modified to utilize the highest and lowest of three indices. Finally, FGT and its shippers recognized that the current tariff provisions requiring a tariff filing to increase non-compliance penalties in the event of certain under recoveries may not be appropriate to address the causes of such underrecoveries.

FGT states that the Operating Committee agreed to defer further discussions of more substantive changes to FGT's tariff pending the results of the activity for the current Settlement Period. The data for the Settlement Period ended September 30, 1999 is being compiled by FGT and will be circulated to shippers when complete.

FGT states that as part of the Joint Motion and a "Request for Extension of Time" filed on July 23, 1999 it agreed to make a pro forma tariff filing no later than October 15, 1999 to propose changes to FGT's tariff. Accordingly, FGT states, the instant filing is made to reflect limited changes to FGT's tariff.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with Sections 385.214 or 385.211 of the Commission's Rules and Regulations. All such motions or protests must be filed in accordance with 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. 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. This filing may be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

**David P. Boergers,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP99-486-001]

#### Granite State Gas Transmission, Inc.; Notice of Compliance Filing

October 22, 1999.

Take notice that on October 12, 1999, Granite State Gas Transmission, Inc. (Granite State) tendered for filing as part of its FERC Gas Tariff, Third Revised Volume No. 1, the revised tariff sheet listed below for effectiveness on August 1, 1999:

Sub Tenth Revised Sheet No. 289

Granite State states that the purpose of this filing is to comply with the Letter Order issued in this proceeding on September 24, 1999. According to Granite State, copies of the filing have been mailed to all affected customers and applicable state regulatory agencies.

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. This filing may be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

**David P. Boergers,**

*Secretary.*

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