



November 3, 2020

Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, D.C. 20426

Attention: Ms. Kimberly D. Bose, Secretary

Re: Negotiated Rate Agreement Update;  
El Paso Natural Gas Company, L.L.C.;  
Docket No. RP21-

Commissioners:

El Paso Natural Gas Company, L.L.C. ("EPNG") hereby tenders for filing and acceptance by the Federal Energy Regulatory Commission ("Commission") the tariff record listed below for inclusion in its Third Revised Volume No. 1A, FERC Gas Tariff ("Tariff"):

Part II Section 5.13 EOG Resources, Inc. #610720-FT1EPNG Version 3.0.0

Proposed with an effective date of November 4, 2020, this tariff record updates EPNG's Tariff to reflect a permanent point redesignation request on an existing transportation service agreement ("TSA") between EPNG and EOG Resources, Inc. ("EOG"). EPNG respectfully requests a waiver of the 30-day notice requirement to effectuate the November 4, 2020 effective date, as discussed below.

## **Background**

TSA No. 610720-FT1EPNG ("EOG TSA") is a negotiated rate TSA which is included in EPNG's Tariff.<sup>1</sup> The EOG TSA terminates on January 31, 2024. The EOG TSA provides for 20,000 Dth per day of firm transportation service from the primary receipt point of IROCKDOV to the primary delivery point of DPG&ETOP. This TSA includes a negotiated reservation rate of \$12.7750 per Dth per month through December 31, 2020. On January 1, 2021, and continuing through the remaining term of the EOG TSA, the negotiated reservation rate drops to \$11.0077 per Dth per month.

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<sup>1</sup> See Part II: Stmt. Of Rates, Statement of Negotiated Rates, Section 5.13 of EPNG's Tariff. The Commission originally accepted this tariff record in Docket No. RP19-342-000 (Dec. 18, 2018) (unpublished letter order). Subsequently, the Commission accepted tariff records reflecting a permanent point redesignation in Docket No. RP19-503-000 (Jan. 18, 2019) (unpublished letter order).

## **Reason for Filing**

Pursuant to General Terms and Conditions (“GT&C”) Section 8.1(f)(iii) of EPNG’s Tariff, firm shippers may request to temporarily or permanently redesignate primary point rights to any rate zone subject to certain procedures.<sup>2</sup> An acceptance of a redesignation request by EPNG constitutes an amendment of the TSA and an executed paper copy is unnecessary to amend the TSA as described in GT&C Section 8.1(f)(iii)(F).

Recently, EOG submitted a request to permanently redesignate a portion of its capacity from the DPG&ETOP delivery point to the DSCALTOP delivery point beginning on November 4, 2020 and continuing through the remaining term of the TSA.<sup>3</sup> DSCALTOP is currently listed as an alternate delivery location at which the negotiated rate specified in the EOG TSA applies. EOG’s request was accepted by EPNG and, therefore, the EOG TSA was deemed to be amended pursuant to Section 8.1(f)(iii)(F) of the GT&C.<sup>4</sup> Given that EOG’s redesignation request affects a negotiated rate agreement, EPNG is submitting an updated tariff record to reflect the delivery location modification and the relevant time period. No other changes have been made to the EOG TSA.

## **Tariff Provisions**

EPNG is submitting the following tariff record pursuant to 18 C.F.R. § 154.112(b) (2020) and Subpart C of the Commission’s regulations.<sup>5</sup>

Part II, Section 5.13 is updated to reflect the requested capacity redesignation effective November 4, 2020.

## **Procedural Matters**

Inasmuch as this filing is fully described in this transmittal letter, the statement of the nature, the reasons and the basis for the instant tariff filing required by Section 154.7(a)(6) (2020) of the Commission’s regulations is omitted. In accordance with the applicable provisions of Part 154 of the Commission’s regulations,<sup>6</sup> EPNG is submitting an eTariff XML filing package, which includes the following:

- a) a transmittal letter;
- b) Appendix A, a copy of the redesignation report for Agreement No. 610720-FT1EPNG; and
- c) clean and marked versions of the tariff record in PDF format.

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<sup>2</sup> See Section 8.1(f)(iii)(B) of the GT&C of EPNG’s Tariff.

<sup>3</sup> This permanent redesignation is similar to other permanent point redesignations which were filed by EPNG and accepted by the Commission in Docket Nos. RP19-503, RP20-363-000 and RP20-466-000. See, e.g., *El Paso Natural Gas Co.*, Docket No. RP20-466-000 (Feb. 12, 2020) (unpublished letter order).

<sup>4</sup> See Appendix A for a copy of the redesignation report for Agreement No. 610720-FT1EPNG. This report reflects the details regarding EOG’s redesignation request and EPNG’s approval of such request.

<sup>5</sup> See 18 C.F.R. § 154.201 *et seq.* (2020).

<sup>6</sup> See 18 C.F.R. Part 154 (2020).

EPNG respectfully requests the Commission accept the tendered tariff record for filing and permit it to become effective November 4, 2020, consistent with the effective date of the redesignation request. As such, EPNG requests the Commission grant a waiver of the notice requirements found in 18 C.F.R. § 154.207 (2020) of the Commission's regulations.<sup>7</sup> With respect to any tariff record the Commission allows to go into effect without change, EPNG hereby moves to place the tendered tariff record in to effect at the end of a minimal suspension period.

Correspondence and communications concerning this filing should be directed to:

Mr. Francisco Tarin  
Director, Regulatory  
El Paso Natural Gas Company, L.L.C.  
Post Office Box 1087  
Colorado Springs, CO 80944  
Telephone: (719) 667-7517  
EPNGRegulatoryAffairs@kindermorgan.com

Ms. Julia Forrester-Sellers  
Assistant General Counsel  
El Paso Natural Gas Company, L.L.C.  
Post Office Box 1087  
Colorado Springs, CO 80944  
Telephone: (719) 520-4513  
Julia Forrester-Sellers@kindermorgan.com

These persons have been designated for service in accordance with Rule 203 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.203 (2020)).

The undersigned hereby certifies that he has read this filing and knows (i) the contents of such filing and the attachments; (ii) that the contents as stated in the filing and in the attachments are true to the best of his knowledge and belief; and (iii) that he possesses full power and authority to sign this filing.

Respectfully submitted,

**EL PASO NATURAL GAS COMPANY, L.L.C.**

By: \_\_\_\_\_ /s/  
Francisco Tarin  
Director, Regulatory

Enclosures

<sup>7</sup> See, e.g., *Gulfstream Natural Gas System, L.L.C.*, 105 FERC ¶ 61,164, at P 11 (2003).

Certificate of Service

I hereby certify that I have this day caused a copy of the foregoing document to be served upon all shippers on EPNG's pipeline system and interested state regulatory commissions, in accordance with the requirements of Sections 154.208 and 385.2010 of the Commission's Rules of Practice and Procedures.

Dated at Colorado Springs, Colorado as of this 3<sup>rd</sup> day of November 2020.

/s/

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Francisco Tarin

Post Office Box 1087  
Colorado Springs, CO 80944  
(719) 667-7517

## Appendix A

**Primary Receipt and Delivery Point ReDesignation Report**

**Request # :** 94166  
**Contract No :** 610720-FT1EPNG  
**Acquired Capacity Agreement :** N  
**Submit Date & Time :** 10/30/2020 11:10:22AM  
**Effective Date :** 11/04/2020  
**Customer Comments :** Please change the start date to 11/3/2020 instead of 11/4/2020.  
 Thank you

**Company Name :** EOG RESOURCES, INC.  
**Status :** EXECUTED  
**Amendment No :** 5  
**Executed Date & time :** 10/30/2020 4:32:19PM  
**ReDesignation End Date :** 01/31/2024

Point (Rec)	Point Name (Rec)	Point (Del)	Point Name (Del)	Route	Rate Zone	Begin Date	End Date	MDQ/Dth/D
<b>Current</b>								
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	11/04/2020	12/31/2020	20,000
<b>Re-Designation</b>								
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	332503	SOCETS/EPNG (DSCALTOP) TOPOCK SOCAL	SN2	27	11/04/2020	12/31/2020	10,000
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	11/04/2020	12/31/2020	10,000
<b>Current</b>								
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	01/01/2021	01/31/2024	20,000
<b>Re-Designation</b>								
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	332503	SOCETS/EPNG (DSCALTOP) TOPOCK SOCAL	SN2	27	01/01/2021	01/31/2024	10,000
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	01/01/2021	01/31/2024	10,000
<b>Updated TSA Entitlements*</b>								
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	11/04/2020	12/31/2020	10,000
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	332503	SOCETS/EPNG (DSCALTOP) TOPOCK SOCAL	SN2	27	11/04/2020	12/31/2020	10,000
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	01/01/2021	01/31/2024	10,000
48279	EFS/EPNG (IROCKDOV) ROCK DOVE REC	332503	SOCETS/EPNG (DSCALTOP) TOPOCK SOCAL	SN2	27	01/01/2021	01/31/2024	10,000

\*Note: The Updated TSA Entitlements represent the TSA entitlements once the re-designations have been approved and executed. These may vary from the original request as provided by the tariff in the GT&C, Section 8.1 (f) (iii) (C). To view the final approved TSA entitlements, log into DART and select Contracts and Amendments.

Statement of Negotiated Rates  
 (Rates per Dth/day)

Rate Schedule FT-1 Shipper Identification	Term of Service	TCD (Dth/d)	Reservation Rate 1/	Usage Rate	Primary Receipt Point(s)	Primary Delivery Point(s)
EOG Resources, Inc. #610720-FT1EPNG	11/4/20 – 12/31/20	10,000 10,000	1a/	1/	IROCKDOV IROCKDOV	DPG&ETOP DSCALTOP
	1/1/21 – 1/31/24	10,000 10,000	1b/	1/	IROCKDOV IROCKDOV	DPG&ETOP DSCALTOP
	11/4/20 – 12/31/20		1a/	1/	Alternate Receipt Point(s) STML ANA STML PER STML SJN	Alternate Delivery Point(s) DSCALTOP DPG&ETOP DSCALEHR SOCWR KRAMER
	1/1/21 – 1/31/24		1b/	1/	Alternate Receipt Point(s) STML ANA STML PER STML SJN	Alternate Delivery Point(s) DSCALTOP DPG&ETOP DSCALEHR SOCWR KRAMER

1/ Unless otherwise agreed by the Parties in writing, the rates for service shall be Transporter's maximum rates, as may be changed from time to time, for service under Rate Schedule FT-1 or other superseding Rate Schedules. The reservation rate shall be payable regardless of quantities transported.

1a/ As provided in Section 4.18 of the GT&C of Transporter's Tariff, the parties agree to the following negotiated rate(s) of \$12.7750 per Dekatherm per month which shall not be subject to the applicable maximum or minimum Rate Schedule FT-1 reservation rate and which shall be payable regardless of quantities transported.

- 1b/ As provided in Section 4.18 of the GT&C of Transporter's Tariff, the parties agree to the following negotiated rate(s) of \$11.0077 per Dekatherm per month which shall not be subject to the applicable maximum or minimum Rate Schedule FT-1 reservation rate and which shall be payable regardless of quantities transported.
- 2/ Fuel and L&U shall be as stated on Transporter's Statement of Rates in the Tariff, as they may be changed from time to time, unless otherwise agreed between the Parties.
- 3/ Surcharges, if applicable: Unless otherwise specified, all applicable surcharges shall be the maximum surcharge rate as stated on the Statement of Rates, as they may be changed from time to time.  
ACA:  
The ACA Surcharge shall be assessed pursuant to Section 17 of the GT&C of the Tariff.
- 4/ This contract does not deviate in any material aspect from the form of service agreement.



Statement of Negotiated Rates  
 (Rates per Dth/day)

Rate Schedule FT-1 Shipper Identification	Term of Service	TCD (Dth/d)	Reservation Rate 1/	Usage Rate	Primary Receipt Point(s)	Primary Delivery Point(s)
EOG Resources, Inc. DPG&ETOP #610720-FT1EPNG	<del>11/4/2012/1/19</del> – 12/31/20		<del>120,000</del>	1a/ 1/		<u>IROCKDOV</u>
		10,000			IROCKDOV	DSCALTOP
	1/1/21 – 1/31/24	<del>120,000</del>	1b/	1/	IROCKDOV	DPG&ETOP
		10,000			IROCKDOV	DSCALTOP
	<del>11/4/2012/1/19</del> – 12/31/20		1a/	1/	Alternate Receipt Point(s)	Alternate Delivery Point(s)
					STML ANA	DSCALTOP
					STML PER	DPG&ETOP
					STML SJN	DSCALEHR
						SOCWR
						KRAMER
	1/1/21 – 1/31/24		1b/	1/	Alternate Receipt Point(s)	Alternate Delivery Point(s)
					STML ANA	DSCALTOP
					STML PER	DPG&ETOP
					STML SJN	DSCALEHR
						SOCWR
						KRAMER

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ACA:  
The ACA Surcharge shall be assessed pursuant to Section 17 of the GT&C of the Tariff.
- 4/ This contract does not deviate in any material aspect from the form of service agreement.