



September 22, 2023

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

Attention: Ms. Kimberly D. Bose, Secretary

Re: Negotiated Rate Agreements Update;
El Paso Natural Gas Company, L.L.C.;
Docket No. RP23-

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 records listed below for inclusion in its Third Revised Volume No. 1A FERC Gas Tariff ("Tariff"):

Part II	Section 5.0	Statement of Negotiated Rates	Version 49.0.0
Part II	Section 5.23	CIMA ENERGY, LP #616379-FT1EPNG	Version 2.0.0
Part II	Section 5.28	NRG Business Mktg #615903-FT1EPNG	Version 1.0.0

Proposed with an effective date of November 1, 2023, these tariff records update EPNG's Statement of Negotiated Rates in its Tariff to reflect a recent amendment to an existing negotiated rate transportation service agreement ("TSA") executed by EPNG and CIMA ENERGY, LP ("CIMA"). Additionally, the tariff records for another existing negotiated rate TSA reflect an update to the shipper name.

Reason for Filing

On March 31, 2022, EPNG submitted a filing that included Agreement No. 616379-FT1EPNG executed with CIMA ("March Filing"). This TSA contained a fixed negotiated monthly reservation rate of \$11.0077 per dekatherm ("Dth") and a transportation contract demand ("TCD") of 10,000 Dth per day from a primary receipt point of BLANCO (PIN 300714) to a primary delivery point of DPG&ETOP (PIN 314604). The Commission issued an order accepting the March Filing on April 20, 2022.¹

Recently, EPNG and CIMA entered into negotiations regarding Agreement No. 616379-FT1EPNG. Those negotiations resulted in the execution of an

¹ *El Paso Natural Gas Co.*, Docket No. RP22-772-000 (Apr. 20, 2022) (unpublished letter order).

amendment to the TSA to reflect a five-year extension with the same fixed negotiated reservation rate as shown in the March Filing (“Amendment”). No other changes to the agreement have been made.

When implementing a negotiated rate TSA, the Commission’s policy requires pipelines to file either the TSA or a Statement of Rates tariff record identifying the transaction.² In accordance with this policy, EPNG is submitting a tariff record to reflect the updated terms of the Amendment.

Description of Filing

EPNG is submitting the following tariff records pursuant to 18 C.F.R. § 154.112(b) (2022) and Subpart C of Part 154 of the Commission's regulations.³

Part II, Section 5.23 reflects the fixed negotiated rate and updated term applicable to the Amendment. Specifically, the proposed tariff record continues to include the legal name of the shipper, the negotiated rate(s), the receipt and delivery points, the transportation contract demand, the applicable Rate Schedule for the service, and the contract term. Additionally, consistent with the Commission’s policy, a statement is included on the proposed tariff record to note that the underlying agreement conforms in all material respects with EPNG’s Rate Schedule FT-1 pro forma service agreement.

As a housekeeping matter, EPNG is proposing to update the index page for Negotiated Rate Agreements found on Part II, Section 5.0 for a change in name from Direct Energy Business Marketing, LLC (“Direct Energy”) to NRG Business Marketing LLC (“NRG”).⁴ This name change was the result of an amendment to the Certificate of Formation for Direct Energy. Further, Part II, Section 5.28 reflects the name change on the tariff record containing the information for Agreement No. 615903-FT1EPNG. No other changes have been made to the agreement.

Procedural Matters

In accordance with the applicable provisions of Part 154 of the Commission's regulations,⁵ EPNG is submitting an eTariff XML filing package, which includes the following:

- a) a transmittal letter; and

² See *Natural Gas Pipeline Negotiated Rate Policies and Practices; Modification of Negotiated Rate Policy*, 104 FERC ¶ 61,134, at PP 25-33 (2003), *order on reh'g and clarification*, 114 FERC ¶ 61,042 (2006), *reh'g dismissed and clarification denied*, 114 FERC ¶ 61,304 (2006).

³ 18 C.F.R. §§ 154.201 – 154.210 (2022) (Subpart C).

⁴ The change in name from Direct Energy to NRG took effect on August 1, 2023 and will be reflected on EPNG’s electronic bulletin board under the Index of Customers for the next quarterly report to be posted on October 2, 2023.

⁵ 18 C.F.R. §§ 154.1 – 154.603 (2022).

- b) clean and marked versions of the tariff records in PDF format.

EPNG respectfully requests the Commission to accept the tendered tariff records for filing and permit them to become effective on November 1, 2023, which is not less than thirty days nor more than sixty days following the submission of this filing. With respect to any tariff record the Commission allows to go into effect without change, EPNG hereby moves to place the tendered tariff records in to effect at the end of any minimal suspension period established by the Commission.

Correspondence and communications concerning this filing should be directed to:

Mr. Ryan C. Leahy
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Birmingham, AL 35202-2563
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Colorado Springs, CO 80944-1087
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David_Cain@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 (2022)).

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/_____
Ryan Leahy
Director, Regulatory

Enclosures

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 Birmingham, Alabama as of this 22nd day of September, 2023.

/s/

Ryan Leahy

Post Office Box 2563
Birmingham, AL 35202
(205) 325-7105

Clean Tariff Section(s)

Statement of Negotiated Rates

Section 5.1	Pacific Gas & Electric Co. (Core Gas Supply) #614437-FT1EPNG
Section 5.2	Devon Gas Services, L.P. #FT3HF000
Section 5.3	Mexicana de Cobre, S.A. de C.V. #FT3HK000
Section 5.4	Salt Creek Midstream, LLC #FT3JN000-FT1EPNG
Section 5.5	Southwestern Public Service Company #610337-FH8EPNG
Section 5.6	Tenaska Marketing Ventures #618375-FT1EPNG
Section 5.7	EOG Resources, Inc. #FT3HT000-FT1EPNG
Section 5.8	GIGO Transport, Inc. #612658-FT1EPNG
Section 5.9	EOG Resources, Inc. #FT3JZ000-FT1EPNG
Section 5.10	Southwestern Public Service Company #611653-FH8EPNG
Section 5.11	CFE International LLC #615955-FT1EPNG
Section 5.12	ConocoPhillips Company #615904-FT1EPNG
Section 5.13	EOG Resources, Inc. #610720-FT1EPNG
Section 5.14	Marathon Petroleum Company LP #610724-FT1EPNG
Section 5.15	Luminant Energy Company LLC #612237-FT1EPNG
Section 5.16	Sempra Gas & Power Marketing, LLC #615003-FT1EPNG
Section 5.17	United Dairymen of Arizona #612441-FT1EPNG
Section 5.18	Sempra Gas & Power Marketing, LLC #615905-FT1EPNG
Section 5.19	Upstream Energy Services LLC #615017-FT1EPNG
Section 5.20	Sempra Gas & Power Marketing, LLC #615006-FT1EPNG
Section 5.21	Ameredev Operating, LLC #616464-FT1EPNG
Section 5.22	EOG Resources, Inc. #616670-FT1EPNG
Section 5.23	CIMA ENERGY, LP #616379-FT1EPNG
Section 5.24	Eco Energy Natural Gas, LLC #615797-FT1EPNG
Section 5.25	Red Willow Production Company #FT3HM000-FT1EPNG
Section 5.26	Shell Energy North America (US), L.P. #615861-FT1EPNG
Section 5.27	Devon Gas Services, L.P. #615734-FT1EPNG
Section 5.28	NRG Business Marketing LLC #615903-FT1EPNG
Section 5.29	Hartree Partners, LP #615843-FT1EPNG
Section 5.30	ETC Marketing, LTD. #617007-FT1EPNG
Section 5.31	Calpine Energy Services #617113-FT1EPNG
Section 5.32	EDF Trading North America, LLC #612616-FT1EPNG
Section 5.33	Hartree Partners, LP #610670-FT1EPNG
Section 5.34	Targa Gas Marketing LLC #617369-FT1EPNG
Section 5.35	Dezato Gas Inc. #617476-FT1EPNG
Section 5.36	Eco-Energy Natural Gas, LLC #617531-FT1EPNG
Section 5.37	PDC Permian, Inc. #617645-FT1EPNG
Section 5.38	Targa Gas Marketing LLC #617744-FT1EPNG
Section 5.39	Devon Gas Services, L.P. #616483-FT1EPNG
Section 5.40	Hartree Partners, LP #614700-FT1EPNG
Section 5.41	MIECO LLC #617902-FT1EPNG

Section 5.42	Radiate Energy LLC #617939-FT1EPNG
Section 5.43	Eco-Energy Natural Gas, LLC #617940-FT1EPNG
Section 5.44	Eco-Energy Natural Gas, LLC #612617-FT1EPNG
Section 5.45	Morgan Stanley Capital Group Inc. #612615-FT1EPNG
Section 5.46	ETC Marketing, Ltd. #617944-FT1EPNG
Section 5.47	EOG Resources, Inc. #617664-FT1EPNG
Section 5.48	MIECO LLC #618189-FT1EPNG

Statement of Negotiated Rates
 (Rates per Dth/Day)

Rate Schedule FT-1 Shipper Identification	Term of Agreement	TCD (Dth/d)	Reservation Rate 1/	Usage Rate	Authorized Overrun Rate	Primary Receipt Point(s)	Primary Delivery Point(s)
CIMA ENERGY, LP #616379-FT1EPNG 3/4/	11/1/23 – 10/31/28	10,000	1a/	1/	1/	300714 BLANCO	314604 DPG&ETOP

- 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 \$11.0077 per Dekatherm per Month, which shall not be subject to the applicable maximum or minimum reservation rate as set forth in Transporter's Tariff 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.

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NRG Business Marketing LLC #615903-FT1EPNG	2/1/22 – 1/31/25	11,756	January	1a/	1/	302132 KEYSTONE	314604 DPG&ETOP		
		11,884	February						
		11,576	March						
		11,514	April						
		11,182	May						
		10,991	June						
		11,097	July						
		11,060	August						
		11,277	September						
		11,465	October						
		12,348	November						
		11,785	December						
			2/1/22 – 1/31/25					3,244	January
3,116	February								
3,424	March								
3,486	April								
3,818	May								
4,009	June								
3,903	July								
3,940	August								
3,723	September								
3,535	October								
2,652	November								
3,215	December								
				1a/	1/	Alternate Receipt Point(s)	Alternate Delivery Point(s)		
						302344 STML ANA	301016 DSCALEHR		
						302346 STML PER	301693 INORBAJA		
						302347 STML SJN	314604 DPG&ETOP		
						43886 IRYGULCH	332503 DSCALTOP		
						42235 IRXLVRCH	314991 ICPSOUTH		
						36100 IGRSWDQP	332554 KRAMER		
						40237 IEXMBGRS	332531 SOCWR		

41781 IDRKCNGR
332569 DAGMOJ

320614 IGRIFFTH
301881 ITCOLBLA
300716 BLANTRAN
300726 BONDTRAN
41781 IDRKCNGR
42223 DYELJKPS
42235 IRXLVRCH
40379 DAHRCNYN
36106 ITWBLANCO
332569 DAGMOJ

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- 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 \$10.1653 per Dekatherm per Month, 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.
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		3,486	April				
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						36100 IGRSWDQP	332554 KRAMER
						40237 IEXMBGRS	332531 SOCWR

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320614 IGRIFFTH
301881 ITCOLBLA
300716 BLANTRAN
300726 BONDTRAN
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