



September 26, 2023

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

Part II Section 5.29 Hartree Partners, LP #615843-FT1EPNG Version 7.0.0

Proposed with an effective date of October 1, 2023, this tariff record reflects a temporary point redesignation on an existing transportation service agreement ("TSA") between EPNG and Hartree Partners, LP ("Hartree"). EPNG respectfully requests a waiver of the 30-day notice requirement to effectuate the October 1, 2023 effective date, as discussed below.

Background

EPNG's Tariff includes Agreement No. 615843-FT1EPNG, a fixed negotiated rate agreement with Hartree. Among other things, this TSA reflects the application of the underlying negotiated rate at various primary and alternate points. Since the initial acceptance of the tariff record reflecting the TSA,¹ Hartree has redesignated primary points on this TSA consistent with EPNG's Tariff. Currently, the tariff record reflecting the Hartree TSA includes a point redesignation that was accepted by the Commission on August 21, 2023.²

¹ *El Paso Natural Gas Co.*, Docket No. RP22-444-000 (Jan. 21, 2022) (unpublished letter order).

² *El Paso Natural Gas Co.*, Docket No. RP23-927-000 (Aug. 21, 2023) (unpublished letter order).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. In the case of a temporary redesignation, a firm shipper may request to redesignate a primary point on its TSA for a period of three months or less and, in the same request, simultaneously redesignate back to the original primary point at the end of the redesignation period.³ 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, Hartree submitted a request to temporarily shift capacity from a primary receipt point of ILEARWAS (PIN 314520) to INN26PLA (PIN 300109) on Agreement No. 615843-FT1EPNG from October 1, 2023 through October 31, 2023, as indicated on the attached tariff record and in Appendix A.⁴ Hartree’s request was accepted by EPNG and, therefore the agreement was deemed to be amended pursuant to Section 8.1(f)(iii)(F) of the GT&C. In this agreement, the relevant fixed negotiated rate applies to INN26PLA on an alternate basis.⁵ Given that Hartree’s temporary redesignation request affects a negotiated rate agreement, EPNG is submitting a tariff record to reflect the point modification and the relevant time period. No other changes to the TSA have been made.

Tariff Provisions

EPNG is submitting the following tariff record pursuant to 18 C.F.R. § 154.112(b) (2022) and Subpart C of Part 154 of the Commission's regulations.⁶

Part II, Section 5.29 is updated to reflect the temporary redesignation to the INN26PLA receipt point from October 1, 2023 through October 31, 2023 applicable to Hartree’s Agreement No. 615843-FT1EPNG.⁷

³ See Section 8.1(f)(iii)(B) of the GT&C of EPNG’s Tariff.

⁴ This temporary redesignation is similar to other receipt point redesignations, which were filed by EPNG and accepted by the Commission in Docket Nos. RP23-831-000, RP23-881-000 RP23-927-000 and RP23-1028-000. See, e.g., *El Paso Natural Gas* .or See, e.g., *El Paso Natural Gas Co.*, Docket No. RP23-927-000 (Aug. 21, 2023) (unpublished letter order).

⁵ INN26PLA is included within STML PER (PIN 302346) identified on Exhibit B of the Hartree TSA.

⁶ See 18 C.F.R. §§ 154.201 – 154.210 (2022) (Subpart C).

⁷ Proposed changes to this tariff record are pending currently before the Commission in Docket No. RP23-1028-000. Should these changes not be accepted by the Commission, EPNG will file to modify the tariff records submitted herewith.

Procedural Matters

In accordance with the applicable provisions of Part 154 of the Commission's regulations,⁸ 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 the Hartree TSA; and
- c) clean and marked versions of the tariff record in PDF format.

EPNG respectfully requests the Commission accept the tendered tariff record for filing and permit it to become effective October 1, 2023, contemporaneous with the effective date of the point redesignation. As such, EPNG requests the Commission grant a waiver of the notice requirements as permitted by 18 C.F.R. § 154.207 (2022) of the Commission's regulations.⁹ With respect to any tariff record the Commission allows to go into effect without change, EPNG hereby moves to place the tendered tariff record into effect at the end any minimal suspension period specified by the Commission.

Correspondence and communications concerning this filing should be directed to:

Mr. Ryan C. Leahy
Director, Regulatory
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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.

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

⁹ See, e.g., *Gulfstream Natural Gas System, L.L.C.*, 105 FERC ¶ 61,164, at P 11 (2003).

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 26th day of September 2023.

/s/

Ryan Leahy

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

Appendix A

Primary Receipt and Delivery Point ReDesignation Report

Request # : 104264

Company Name : HARTREE PARTNERS, LP

Contract No : 615843-FT1EPNG

Status : EXECUTED

Acquired Capacity Agreement : N

Amendment No : 9

Submit Date & Time : 9/20/2023 12:04:30PM

Executed Date & time : 9/20/2023 2:20:14PM

Effective Date : 10/01/2023

ReDesignation End Date : 10/31/2023

Customer Comments :

Point (Rec)	Point Name (Rec)	Point (Del)	Point Name (Del)	Route	Rate Zone	Begin Date	End Date	MDQ/Dth/D
Current								
314520	EMP-EOIT/EPNG (ILEARWAS) TRANSOK TO	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	AN2-NN2	27	10/01/2023	10/31/2023	50,000
Re-Designation								
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	10/01/2023	10/31/2023	50,000
Updated TSA Entitlements*								
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	10/01/2023	10/31/2023	50,000

*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	Authorized Overrun 1/	Primary Receipt Point(s)	Primary Delivery Point(s)
Hartree Partners, LP #615843-FT1EPNG	109/15/23 – 109/31/23	50,000	1a/	1/	1/	300109 INN26PLA	314604 DPG&ETOP
	110/1/23 – 10/31/24 314604 DPG&ETOP		50,000	1a/	1/	1/	314520 ILEARWAS
	109/15/23 – 10/31/24		1a/	1/	1/	Alternate Receipt Point(s)	Alternate Delivery Point(s)
						302344 STML ANA	302344 STML ANA
						302346 STML PER	302346 STML PER
						302347 STML SJN	302347 STML SJN
						43886 RYAN GULCH	314604 DPG&ETOP
						42235 LOVE RANCH	332503 DSCALTOP
						36100 GREASEWOOD	41781 DARK CANYON
						40237 GREASEWOOD X	42223 YELLOW JKT
						41781 DARK CANYON	42235 LOVE RANCH
							40370 HARE CANYON
							36106 TW BLANCO

- 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 \$9.1250 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.
 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	Authorized Overrun 1/	Primary Receipt Point(s)	Primary Delivery Point(s)
Hartree Partners, LP #615843-FT1EPNG	10/1/23 – 10/31/23	50,000	1a/	1/	1/	300109 INN26PLA	314604 DPG&ETOP
	11/1/23 – 10/31/24	50,000	1a/	1/	1/	314520 ILEARWAS	314604 DPG&ETOP
	10/1/23 – 10/31/24		1a/	1/	1/	Alternate Receipt Point(s) 302344 STML ANA 302346 STML PER 302347 STML SJN 43886 RYAN GULCH 42235 LOVE RANCH 36100 GREASEWOOD 40237 GREASEWOOD X 41781 DARK CANYON	Alternate Delivery Point(s) 302344 STML ANA 302346 STML PER 302347 STML SJN 314604 DPG&ETOP 332503 DSCALTOP 41781 DARK CANYON 42223 YELLOW JKT 42235 LOVE RANCH 40370 HARE CANYON 36106 TW BLANCO

- 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.
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- 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.
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