



March 28, 2024

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

Attention: Ms. Debbie-Anne A. Reese, Acting Secretary

Re: Negotiated Rate Agreements Update;  
El Paso Natural Gas Company, L.L.C.;  
Docket No. RP24-

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 the Third Revised Volume No. 1A of its FERC Gas Tariff ("Tariff"):

Part II Section 5.6 Tenaska Marketing Ventures #618375-FT1EPNG Version 7.0.0  
Part II Section 5.44 Eco Energy Natural Gas, LLC #612617-FT1EPNG Version 2.0.0

Proposed with an effective date of April 1, 2024, these tariff records update EPNG's Tariff to reflect temporary point redesignations on two existing transportation service agreements ("TSA") between EPNG and Tenaska Marketing Ventures ("TMV") and EPNG and Eco Energy Natural Gas LLC ("Eco") (collectively "the TSAs"). EPNG respectfully requests a waiver of the 30-day notice requirement to effectuate the April 1, 2024 effective date, as discussed below.

## **Background**

EPNG's Tariff includes Agreement No. 618375-FT1EPNG with TMV which provides for a fixed negotiated rate. The Commission accepted the TMV negotiated rates in an order dated March 16, 2023.<sup>1</sup> EPNG's Tariff also includes Agreement No. 612617-FT1EPNG, a fixed negotiated rate agreement with Eco. The Commission accepted the Eco negotiated rates in an order dated October 20, 2022.<sup>2</sup> Currently the tariff records reflecting the TMV and Eco TSAs include point redesignations accepted by the

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<sup>1</sup> *El Paso Natural Gas Co.*, Docket No. RP23-471-000 (Mar. 16, 2023) (unpublished letter order).

<sup>2</sup> *El Paso Natural Gas Co.*, Docket No. RP22-1260-000 (Oct. 20, 2022) (unpublished letter order).

Commission on March 14, 2024 in Docket No. RP24-455-000 and on December 13, 2023 in Docket No. RP24-189-000, respectively.

### **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.<sup>3</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).

TMV recently submitted a request to temporarily shift a portion of its capacity from the primary receipt point of PLAINS POOL (PIN 302248) to the INN26PLA (PIN 300109) receipt point on Agreement No. 618375-FT1EPNG for the period April 1, 2024 through June 30, 2024, as indicated on the attached tariff record.

Additionally, Eco recently submitted its request to temporarily redesignate receipt point capacity for same April through June 2024 time period. Eco has shifted its receipt point capacity from the primary receipt point of PLAINS POOL (PIN 302248) to the INN26PLA receipt point (PIN 300109).

TMV’s and Eco’s requests were accepted by EPNG and, therefore, the TSAs were deemed to be amended pursuant to Section 8.1(f)(iii)(F) of the GT&C.<sup>4</sup> Given that the temporary redesignation requests affect negotiated rate agreements, EPNG is submitting updated tariff records to reflect the temporary modification of primary receipt or delivery point rights and the relevant time periods.<sup>5</sup> No other changes have been made to the TSAs.

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

<sup>4</sup> See Appendix A for a copies of the redesignation reports for the TMV and Eco TSAs. The reports reflect the details regarding the redesignation requests and EPNG’s approval of such requests.

<sup>5</sup> These temporary receipt point redesignations are similar to other temporary point redesignations that were filed by EPNG and accepted by the Commission in Docket Nos. RP24-189-000 (Dec. 13, 2023) (unpublished letter order), RP24-278-000 (Jan. 17, 2024) (unpublished letter order), RP24-361-000 (Feb. 20, 2024) (unpublished letter order) and RP24-455-000. See, e.g., *El Paso Natural Gas Co.*, Docket No. RP24-455-000 (Mar. 13, 2024) (unpublished letter order).

## **Tariff Provisions**

EPNG is submitting the following tariff records pursuant to 18 C.F.R. § 154.112(b) (2023) and Subpart C of the Commission's regulations.<sup>6</sup>

Part II, Section 5.6 and Section 5.44 is updated to reflect the TMV and Eco point redesignations for the applicable time periods, effective April 1, 2024.

## **Procedural Matters**

In accordance with the applicable provisions of Part 154 of the Commission's regulations,<sup>7</sup> EPNG is submitting an eTariff XML filing package, which includes the following:

- a) a transmittal letter;
- b) Appendix A, copies of the redesignation reports for the TSAs; and
- c) clean and marked versions of the tariff records in PDF format.

EPNG respectfully requests the Commission accept the tendered tariff records for filing and permit them to become effective April 1, 2024, consistent with the effective date of the point redesignations. As such, EPNG requests the Commission grant a waiver of the 30-day notice requirement as permitted by 18 C.F.R. § 154.207 (2023) of the Commission's regulations.<sup>8</sup> With respect to any tariff records 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:

Ms. Shelly L. Busby  
Director, Regulatory  
El Paso Natural Gas Company, L.L.C.  
Post Office Box 1087  
Colorado Springs, CO 80944-1087  
Telephone: (719) 520-4657  
EPNGRegulatoryAffairs@kindermorgan.com

Mr. David Cain  
Assistant General Counsel  
El Paso Natural Gas Company, L.L.C.  
P.O. Box 1087  
Colorado Springs, CO 80944-1087  
Telephone: (719) 520-4534  
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 (2023)).

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<sup>6</sup> See 18 C.F.R. §§ 154.201 – 154.210 (2023) (Subpart C).

<sup>7</sup> See 18 C.F.R. §§ 154.1 – 154.603 (2023) (Part 154).

<sup>8</sup> See, e.g., *Gulfstream Natural Gas System, L.L.C.*, 105 FERC ¶ 61,164, at P 11 (2003).

The undersigned hereby certifies that she 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 her knowledge and belief; and (iii) that she possesses full power and authority to sign this filing.

Respectfully submitted,

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

By: \_\_\_\_\_/s/  
Shelly L. Busby  
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 Colorado Springs, Colorado as of this 28<sup>th</sup> day of March 2024.

/s/

Shelly L. Busby

Post Office Box 1087  
Colorado Springs, CO  
(719) 520-4657

## **Appendix A**

**Primary Receipt and Delivery Point ReDesignation Report**

Request # : 106144

Company Name : TENASKA MKTG. VENTURES

Contract No : 618375-FT1EPNG

Status : EXECUTED

Acquired Capacity Agreement : N

Amendment No : 5

Submit Date & Time : 3/26/2024 10:15:51AM

Executed Date & time : 3/26/2024 11:44:52AM

Effective Date : 04/01/2024

ReDesignation End Date : 06/30/2024

Customer Comments :

Point (Rec)	Point Name (Rec)	Point (Del)	Point Name (Del)	Route	Rate Zone	Begin Date	End Date	MDQ/Dth/D
<b>Current</b>								
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	04/01/2024	04/30/2024	35,177
<b>Re-Designation</b>								
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01)	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	04/01/2024	04/30/2024	10,000
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	04/01/2024	04/30/2024	25,177
<b>Current</b>								
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	05/01/2024	05/31/2024	38,408
<b>Re-Designation</b>								
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01)	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	05/01/2024	05/31/2024	10,000
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	05/01/2024	05/31/2024	28,408
<b>Current</b>								
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	06/01/2024	06/30/2024	16,639
<b>Re-Designation</b>								
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01)	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	06/01/2024	06/30/2024	10,000
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	06/01/2024	06/30/2024	6,639
<b>Updated TSA Entitlements*</b>								
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01)	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	04/01/2024	04/30/2024	10,000
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	04/01/2024	04/30/2024	25,177
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01)	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	05/01/2024	05/31/2024	10,000

Point (Rec)	Point Name (Rec)	Point (Del)	Point Name (Del)	Route	Rate Zone	Begin Date	End Date	MDQ/Dth/D
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	05/01/2024	05/31/2024	28,408
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	06/01/2024	06/30/2024	10,000
302248	(PLAINS) PLAINS POOL	301797	NMGASCO/EPNG (IRIOPUER) RIO PUERCO	SN2	29	06/01/2024	06/30/2024	6,639

\*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.

**Primary Receipt and Delivery Point ReDesignation Report**

**Request # :** 106135

**Company Name :** ECO-ENERGY NATURAL GAS, LLC

**Contract No :** 612617-FT1EPNG

**Status :** EXECUTED

**Acquired Capacity Agreement :** N

**Amendment No :** 4

**Submit Date & Time :** 3/25/2024 2:32:19PM

**Executed Date & time :** 3/26/2024 10:25:03AM

**Effective Date :** 04/01/2024

**ReDesignation End Date :** 06/30/2024

**Customer Comments :**

Point (Rec)	Point Name (Rec)	Point (Del)	Point Name (Del)	Route	Rate Zone	Begin Date	End Date	MDQ/Dth/D
<b>Current</b>								
302248	(PLAINS) PLAINS POOL	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	04/01/2024	06/30/2024	15,000
<b>Re-Designation</b>								
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01)	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	04/01/2024	06/30/2024	15,000
<b>Updated TSA Entitlements*</b>								
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS (01)	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	04/01/2024	06/30/2024	15,000

\*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 Agreement	TCD (Dth/d)	Reservation Rate 1/	Usage Rate	Primary Receipt Point(s)	Primary Delivery Point(s)
Tenaska Marketing Ventures #618375-FT1EPNG 4/	<del>4/1/24 - 4/30/24</del>	<del>251,177</del> 301797 IRIOPUER 10,000	<del>Apr-Mar</del> 2024	1a/	1/ 2/ 3/ 300109 INN26PLA	302248 PLAINS 301797 IRIOPUER
	<u>5/1/24 - 5/31/24</u>	<u>28,408</u> <u>May 2024</u> <u>10,000</u> <u>May 2024</u>	<u>1a/</u>	<u>1/ 2/ 3/</u>	<u>302248 PLAINS</u> <u>300109 INN26PLA</u>	<u>301797 IRIOPUER</u> <u>301797 IRIOPUER</u>
	<u>6/1/24 - 6/30/24</u>	<u>6,639</u> <u>Jun 2024</u> <u>10,000</u> <u>Jun 2024</u>	<u>1a/</u>	<u>1/ 2/ 3/</u>	<u>302248 PLAINS</u> <u>300109 INN26PLA</u>	<u>301797 IRIOPUER</u> <u>301797 IRIOPUER</u>
	<del>7/1/24 - 3/31/30</del>	<del>35,177</del> <del>Apr 2024</del> <del>38,408</del> <del>May 2024</del> 16,639	<del>Apr 2024</del>			
		Jul <del>ne</del> - Aug 2024 - 2029 13,408 Sept 2024 - 2029 10,177 Oct 2024 - 2029 6,945 Nov 2024 - 2029 3,715 Dec 2024 - 2029 3,715 Jan 2025 - 2030 3,715 Feb 2025 - 2030 6,945 Mar 2025 - 2030 10,177 Apr 2025 - 2029 13,408 May 2025 - 2029				

- 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 Rates 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 \$8.2034 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.

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)
Eco-Energy Natural Gas, LLC <del>INN26PLA</del> PLAINS #612617-FT1EPNG	<del>04/2/01/24</del> 3 – 06/2/3029/24 314604994 <del>DPG&amp;ETOP</del> ICPSOUTH		15,000	1a/	1/	3001092248	
	07/3/0131/24 – 10/31/25	15,000	1a/	1/		302248 PLAINS	314604 DPG&ETOP

Notes:

- 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.

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 (Rates per Dth/day)

Rate Schedule FT-1 Shipper Identification	Term of Agreement	TCD (Dth/d)	Reservation Rate 1/	Usage Rate	Primary Receipt Point(s)	Primary Delivery Point(s)	
Tenaska Marketing Ventures #618375-FT1EPNG 4/	4/1/24 –4/30/24	25,177	Apr 2024	1a/	1/ 2/ 3/	302248 PLAINS 300109 INN26PLA	301797 IRIOPUER 301797 IRIOPUER
		10,000	Apr 2024				
	5/1/24 –5/31/24	28,408	May 2024	1a/	1/ 2/ 3/	302248 PLAINS 300109 INN26PLA	301797 IRIOPUER 301797 IRIOPUER
		10,000	May 2024				
	6/1/24 –6/30/24	6,639	Jun 2024	1a/	1/ 2/ 3/	302248 PLAINS 300109 INN26PLA	301797 IRIOPUER 301797 IRIOPUER
		10,000	Jun 2024				
	7/1/24 – 3/31/30	16,639	July – Aug 2024 – 2029				
		13,408	Sept 2024 – 2029				
		10,177	Oct 2024 – 2029				
		6,945	Nov 2024 – 2029				
		3,715	Dec 2024 – 2029				
		3,715	Jan 2025 – 2030				
		3,715	Feb 2025 – 2030				
6,945	Mar 2025 – 2030						
10,177	Apr 2025 – 2029						
13,408	May 2025 – 2029						

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 Rates 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 \$8.2034 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.

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)
Eco-Energy Natural Gas, LLC #612617-FT1EPNG	04/01/24 – 06/30/24	15,000	1a/	1/		300109 INN26PLA	314604 DPG&ETOP
	07/01/24 – 10/31/25	15,000	1a/	1/		302248 PLAINS	314604 DPG&ETOP

Notes:

- 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.
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- 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.