

December 19, 2025

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

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

Re: Negotiated Rate Agreement Update;

El Paso Natural Gas Company, L.L.C.;

Docket No. RP26-

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

Part II: Section 5.44 Eco-Energy Natural Gas LLC #612617-FT1EPNG Version 8.0.0

Proposed with an effective date of January 1, 2026, the proposed tariff record reflects a recent temporary point redesignation on an existing transportation service agreement ("TSA") between EPNG and Eco-Energy Natural Gas LLC ("Eco"). EPNG respectfully requests a waiver of the 30-day notice requirement to effectuate the proposed effective date, as discussed below.

### **Background**

EPNG's Tariff includes Agreement No. 612617-FT1EPNG,<sup>1</sup> a negotiated rate agreement with Eco ("Eco TSA"). Among other things, this TSA reflects the application of negotiated rates at various points. Currently, the tariff record reflecting the Eco TSA includes a contract amendment and point redesignations that were accepted by the Commission on December 3, 2025 in Docket No. RP26-186-000.<sup>2</sup>

## 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

El Paso Natural Gas Co., Docket No. RP22-1260-000 (Oct. 20, 2022) (unpublished letter order).

<sup>&</sup>lt;sup>2</sup> El Paso Natural Gas Co., Docket No. RP26-186-000 (Dec. 3, 2025) (unpublished letter order).

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).

Recently, Eco submitted a request to temporarily redesignate capacity rights from its primary receipt point of PLAINS (PIN 302248) to INN26PLA (PIN 300109) on Agreement No. 612617-FT1EPNG for the period beginning January 1, 2026 and ending March 31, 2026, as indicated on the attached tariff record. INN26PLA is currently included in the Eco TSA as a receipt point at which the negotiated rate specified in the TSA applies.

Eco's request was accepted by EPNG and, therefore, Agreement No. 612617-FT1EPNG was amended pursuant to Section 8.1(f)(iii)(F) of the GT&C.<sup>4</sup> Given that Eco's temporary redesignation request affects a negotiated rate agreement, EPNG is proposing to update the relevant tariff record to reflect the receipt point modification and the applicable time period. No other changes to the TSA have been made and the TSA conforms to the *pro forma* FT-1 service agreement contained in the Tariff.

## **Tariff Provisions**

EPNG is submitting the following tariff record pursuant to 18 C.F.R. § 154.112(b) (2025) and Subpart C of the Commission's regulations.<sup>5</sup>

<u>Part II, Section 5.44</u> reflects the temporary receipt point redesignation for the relevant time period for the Eco TSA.

## **Procedural Matters**

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 the Eco 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 January 1, 2026 consistent with the effective date of the point redesignation. As such, EPNG requests the Commission grant a waiver of the 30-day notice requirement as permitted by 18 C.F.R. § 154.207 (2025) of the Commission's regulations. 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 any minimal suspension period established by the Commission.

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

See Appendix A for a copy of the redesignation report for Agreement No. 612617-FT1EPNG. This report reflects the details regarding Hartree's redesignation request and EPNG's approval of such request.

<sup>&</sup>lt;sup>5</sup> See 18 C.F.R. §§ 154.201 – 154.210 (2025) (Subpart C).

<sup>&</sup>lt;sup>6</sup> See 18 C.F.R. §§ 154.1 – 154.603 (2025) (Part 154).

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

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 Telephone: (719) 520-4657

EPNGRegulatoryAffairs@kindermorgan.com

Mr. David R. Cain

**Assistant General Counsel** 

El Paso Natural Gas Company, L.L.C.

Post Office Box 1087

Colorado Springs, CO 80944 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 (2025)).

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: \_\_\_\_\_\_

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 Regulations.

Dated at Colorado Springs, Colorado as of this 19th day of December 2025.

/s/
Shelly L. Busby

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



## Primary Receipt and Delivery Point ReDesignation Report

Request #: 111694 Company Name: ECO-ENERGY NATURAL GAS, LLC

Contract No: 612617-FT1EPNG Status: EXECUTED

Acquired Capacity Agreement: N Amendment No: 12

**Effective Date**: 01/01/2026 **ReDesignation End Date**: 03/31/2026

**Customer Comments:** 

Point (Rec)	Point Name (Rec)	Point (Del)	Point Name (Del)	Route	Rate Zone	Begin Date	End Date	MDQ/Dth/D	
Current 302248	(PLAINS) PLAINS POOL	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	01/01/2026	03/31/2026	15,000	
Re-Designation									
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS PLA	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	01/01/2026	03/31/2026	15,000	
Updated TSA Entitlements*									
300109	NNG/EPNG (INN26PLA) 26 IN HOBBS PLA	314604	PACGAS/EPNG (DPG&ETOP) TOPOCK OBA M	SN2	27	01/01/2026	03/31/2026	15,000	

<sup>\*</sup>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.

El Paso Natural Gas Company, L.L.C. FERC Gas Tariff Third Revised Volume No. 1A

Part II: Stmt. of Rates Section 5.44 - Eco-Energy Natural Gas, LLC #612617-FT1EPNG Version 8.0.0

# 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 Ovrn Rate	Electric Power Cost	Primary Receipt Point(s)	Primary Delivery Point(s)
Eco-Energy Natural Gas, LLC #612617-FT1EPNG DPG&ETOP	<u>0</u> 41/ <u>0</u> 41/2 <u>6</u> 5 – <u>03</u> 42/3	1/2 <u>6</u> 5	15,000	1a/ 1b	/ 1/	1/	4/	300109 INN26PLA 314604
	041/01/26 - 10/31/35	15,000	1a/ 1b/	1/	1/	4/	302248 PLAINS	314604 DPG&ETOP
							Primary and Alternate Receipt Point(s)	Primary and Alternate Delivery Point(s)
	<u>0</u> 41/ <u>0</u> 41/2 <u>6</u> 5 – 10/31/3	35	1a/				41781 DARK CANYON 302248 PLAINS 43886 RYAN GULCH 40237 GREASEWOOD 42235 LOVE RANCH	314604 DPG&ETOP 41781 DARK CANYON 42223 YELLOW JCKT PASS 42235 LOVE RANCH 36106 TW BLANCO 43886 RYAN GULCH
							All Receipt Points as they may change from time to time, excluding those requiring incremental rates (e.g., Willcox Lateral Receipt Points) or Third Party Charges pursuant to GT&C Section 4.9 of Transporter's Tariff as that provision may move or change from time to time.	All Delivery Points as they may change from time to time, excluding those requiring incremental rates (e.g., Willcox Lateral Delivery Points) or Third Party Charges pursuant to GT&C Section 4.9 of Transporter's Tariff as that provision may move or change from time to time.

### Notes:

<sup>1/</sup> 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.

El Paso Natural Gas Company, L.L.C. FERC Gas Tariff
Third Revised Volume No. 1A

Part II: Stmt. of Rates Section 5.44 - Eco-Energy Natural Gas, LLC #612617-FT1EPNG Version 8.0.0

- 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 \$17.0333 per Dekatherm per Month as the applicable total reservation rate (inclusive of any otherwise applicable reservation charges associated with the Off-System Capacity points listed in this Exhibit B for Transporter's capacity on TransColorado Gas Transmission Company LLC's pipeline system pursuant to Section 4.9 of the GT&C of Transporter's Tariff), which shall not be subject to the applicable maximum or minimum reservation rates as set forth in Transporter's Tariff and which shall be payable regardless of quantities transported.
- As provided in Section 4.18 of the GT&C of Transporter's Tariff, the parties agree to the following negotiated rate(s) for any redesignations of primary point rights made in accordance with Transporter's then applicable Tariff provisions, currently described in Section 8.1(f)(iii) of the GT&C of the Tariff, and, as such, the applicable reservation rate for such redesignated points shall be equal to the higher of: (i) the negotiated reservation rate stated in Note 1a immediately above in this Exhibit B, or (ii) the applicable maximum reservation rate for the Primary Receipt and Delivery Points of any such redesignation(s).
- 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.

- EPC 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.
- 5/ This contract does not deviate in any material aspect from the form of service agreement.

El Paso Natural Gas Company, L.L.C. FERC Gas Tariff
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Eco-Energy Natural Gas, LLC #612617-FT1EPNG	01/01/26 - 03/31/26	15,000	1a/ 1b/	1/	1/	4/	300109 INN26PLA	314604 DPG&ETOP
	04/01/26 - 10/31/35	15,000	1a/ 1b/	1/	1/	4/	302248 PLAINS	314604 DPG&ETOP
							Primary and Alternate Receipt Point(s)	Primary and Alternate Delivery Point(s)
	01/01/26 – 10/31/35		1a/				41781 DARK CANYON 302248 PLAINS 43886 RYAN GULCH 40237 GREASEWOOD 42235 LOVE RANCH	314604 DPG&ETOP 41781 DARK CANYON 42223 YELLOW JCKT PASS 42235 LOVE RANCH 36106 TW BLANCO 43886 RYAN GULCH
							All Receipt Points as they may change from time to time, excluding those requiring incremental rates (e.g., Willcox Lateral Receipt Points) or Third Party Charges pursuant to GT&C Section 4.9 of Transporter's Tariff as that provision may move or change from time to time.	All Delivery Points as they may change from time to time, excluding those requiring incremental rates (e.g., Willcox Lateral Delivery Points) or Third Party Charges pursuant to GT&C Section 4.9 of Transporter's Tariff as that provision may move or change from time to time.

#### 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.

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- 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.

- EPC 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.
- 5/ This contract does not deviate in any material aspect from the form of service agreement.