



# NiSource Gas Transmission & Storage®

Columbia Gas Transmission, LLC

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## Jim Downs

Vice President of Rates and Regulatory Affairs

June 1, 2010

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

Re: *Columbia Gas Transmission, LLC*, Docket No. RP10-577-\_\_\_\_\_

Dear Secretary Bose:

On May 20, 2010, Columbia Gas Transmission, LLC (“Columbia”) submitted in this proceeding its filing in compliance with the order issued by the Federal Energy Regulatory Commission (“Commission”) on April 30, 2010.<sup>1</sup> Columbia inadvertently included an incorrect version of the tariff section referenced below, which did not include the changes required by the April 30 Order. Columbia therefore submits for filing the following revised tariff section of its FERC Gas Tariff, Fourth Revised Volume No. 1, with a proposed effective date of May 1, 2010.

Part VII.47, Version 1.0.0 (Offsystem Pipeline Capacity)

### Waivers

Columbia respectfully requests that the Commission grant any waivers that it may deem necessary to accept this filing and to place the filed tariff section into effect on May 1, 2010.

### Motion

Pursuant to Section 154.7(a)(9) of the Commission’s regulations, Columbia moves to place the proposed tariff section into effect at the requested effective date.

### Material Submitted Herewith

In accordance with Section 154.7(a)(1) of the Commission’s regulations, the following material is submitted herewith:

- (1) The proposed revised tariff section being filed; and
- (2) A marked version of the revised tariff section in accordance with Section 154.201(a) of the Commission’s regulations.

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<sup>1</sup> *Columbia Gas Transmission, LLC.*, 131 FERC ¶ 61,093 (2010) (“April 30 Order”).

### **Posting and Certification of Service**

Pursuant to Sections 154.2(d), 154.7(b) and 154.208(b) of the Commission's regulations, a copy of this tariff filing is being sent by electronic mail or first-class mail, postage prepaid, by Columbia to each of Columbia's firm customers, affected state commissions, and interruptible customers. This tariff filing is also available for public inspection during regular business hours in a convenient form and place at Columbia's offices at 5151 San Felipe, Suite 2500, Houston, Texas, 77056.

### **Subscription**

Pursuant to Section 154.4(b) of the Commission's regulations, the undersigned certifies that: (1) he knows the contents of the filing; (2) the paper copies of the filing contain the same information as that contained on the electronic media; (3) the contents are true to the best of his knowledge and belief; and (4) that he possesses full power and authority to sign the filing.

### **Service on Columbia**

It is respectfully submitted that all Commission orders and correspondence as well as pleadings and correspondence from other persons concerning this filing be served upon the following:

\*James R. Downs, Vice President, Rates & Regulatory Affairs  
\*Cynthia Donaldson, Director Regulatory & Government Affairs  
\*Sorana Linder, Senior Rates & Regulatory Analyst  
Columbia Gas Transmission, LLC  
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June 1, 2010  
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\* Persons designated to receive service in accordance with Rule 203 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.203 (2009).

Respectfully submitted,

A handwritten signature in black ink that reads "James R. Downs". The signature is written in a cursive, slightly slanted style.

James R. Downs  
Vice President of Rates and Regulatory Affairs

Enclosures

47. OFFSYSTEM PIPELINE CAPACITY

47.1 From time to time, Transporter may acquire capacity on a third-party system. When Transporter acquires such offsystem capacity, it will utilize the offsystem capacity for operational reasons, to meet existing or new firm service commitments, or to provide service to Transporter's shippers under its FERC Gas Tariff, and the "shipper must have title" policy is waived to permit such use. Transporter will seek prior authorization from the Federal Energy Regulatory Commission prior to acquiring offsystem capacity that will be used to meet new firm service commitments. When offsystem capacity is not required for operational reasons or to meet firm service commitments, Transporter will offer the offsystem capacity to Shippers on a primary firm basis. This Section 47 does not preclude Transporter from seeking case specific authorization for the utilization of off-system capacity by Transporter for other purposes, nor does it preclude Transporter from releasing any capacity it holds on offsystem pipelines.

47.2 In the event that offsystem capacity used to render service to Transporter's Shippers is subject to renewal limitations, consistent with the offsystem capacity provider's tariff or operating statement, Transporter will indicate, in any posting of capacity available for service, any limitation to extension rights that will apply as a result of the limitation on the offsystem capacity. Transporter may also limit any applicable right to first refusal on capacity offered to Shippers on a primary firm basis to the extent that Transporter determines, in its reasonable discretion, that it will require additional offsystem capacity for operational reasons or to meet existing or new firm service commitments. Any such extension limitation shall be reflected in the Service Agreement between Transporter and Shipper. This provision shall not impact any right of first refusal Shipper may have pursuant to this tariff, except that extension of the affected Service Agreement may: (1) be limited to the term of Transporter's contract or service agreement with the offsystem capacity provider, or (2) the amount of capacity subject to the right of first refusal may be reduced to reflect changes in Transporter's operational requirement.

47.3 If a Shipper to whom Transporters has sold offsystem capacity on a primary firm basis incurs penalties on the on the offsystem pipeline associated with that Shipper's use of that capacity, Transporter will directly assign the costs of such penalties to that Shipper. The direct assignment of penalties will only be applicable where Shipper has control over the nomination and scheduling of the offsystem capacity. Transporter will provide Shipper with documentation regarding any such penalties.

47. OFFSYSTEM PIPELINE CAPACITY

47.1 From time to time, Transporter may acquire capacity on a third-party system. When Transporter acquires such offsystem capacity, it will utilize the offsystem capacity for operational reasons, to meet existing or new firm service commitments, or to provide service to Transporter's shippers under its FERC Gas Tariff, and the "shipper must have title" policy is waived to permit such use. Transporter will seek prior authorization from the Federal Energy Regulatory Commission prior to acquiring offsystem capacity that will be used to meet new firm service commitments. When offsystem capacity is not required for operational reasons or to meet firm service commitments, Transporter will offer the offsystem capacity to Shippers on a primary firm basis. This Section 47 does not preclude Transporter from seeking case specific authorization for the utilization of off-system capacity by Transporter for other purposes, nor does it preclude Transporter from releasing any capacity it holds on offsystem pipelines.

47.2 In the event that offsystem capacity used to render service to Transporter's Shippers is subject to renewal limitations, consistent with the offsystem capacity provider's tariff or operating statement, Transporter will indicate, in any posting of capacity available for service, any limitation to extension rights that will apply as a result of the limitation on the offsystem capacity. Transporter may also limit any applicable right to first refusal on capacity offered to Shippers on a primary firm basis to the extent that Transporter determines, in its reasonable discretion, that it will require additional offsystem capacity for operational reasons or to meet existing or new firm service commitments. Any such extension limitation shall be reflected in the Service Agreement between Transporter and Shipper. This provision shall not impact any right of first refusal Shipper may have pursuant to this tariff, except that extension of the affected Service Agreement may: (1) be limited to the term of Transporter's contract or service agreement with the offsystem capacity provider, or (2) the amount of capacity subject to the right of first refusal may be reduced to reflect changes in Transporter's operational requirement.

47.3 If a Shipper to whom Transporters has sold offsystem capacity on a primary firm basis incurs penalties on the on the offsystem pipeline associated with that Shipper's use of that capacity, Transporter will directly assign the costs of such penalties to that Shipper. The direct assignment of penalties will only be applicable where Shipper has control over the nomination and scheduling of the offsystem capacity. Transporter will provide Shipper with documentation regarding any such penalties.