

**RAILROAD COMMISSION OF TEXAS
GAS SERVICES DIVISION**

**GAS UTILITIES
INFORMATION BULLETIN**

No. 755



**RAILROAD COMMISSION
OF TEXAS**

**Victor G. Carrillo, Chairman
Charles R. Matthews, Commissioner
Michael L. Williams, Commissioner**

**Stephen L. Pitner
Director
Gas Services Division**

September 10, 2004

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Orders were issued in the following dockets:

GAS UTILITIES DOCKET NO. 9460 CURTAILMENT ISSUES SEVERED FROM GAS UTILITIES DOCKET NO. 9400

GAS UTILITIES DOCKETNO. 9465 APPEAL OF TEXAS GAS SERVICE COMPANY FROM RATESETTING
ACTIONS OF THE PORT NECHES, NEDERLAND, AND GROVES

SECTION 1
NEW APPEALS AND APPLICATIONS FILED

DOCKET NO. -- 9529
CAPTION -- Application of Panther Pipeline North Texas, Inc. for Review of the Sale of the South River Pipeline System to Enbridge Pipelines (North Texas) L.P.
DATE FILED -- September 7, 2004
FILED BY -- Luis M. Guzman
EXAMINER -- Rose Ruiz

SECTION 2
APPEALS AND APPLICATIONS SET FOR HEARING OR PREHEARING CONFERENCE

None at this time.

SECTION 3
STATUS OF PENDING CASES

None at this time.

SECTION 4
NOTICES OF DISMISSAL

DOCKET NO. -- 9484
CAPTION -- Complaint of AEP Texas Central Against TGS Rio, L.L.C. Concerning Transportation Rates.
DATE DISMISSED -- September 10, 2004

DOCKET NO. -- 9485
CAPTION -- Complaint of Valence Operating Company Against Enbridge Pipelines (East Texas), L.P. Concerning Gas Takes and Transportation.
DATE DISMISSED -- September 9, 2004

**SECTION 5
ORDERS OF THE COMMISSION**

RAILROAD COMMISSION OF TEXAS

CURTAILMENT ISSUES SEVERED FROM §
GAS UTILITIES DOCKET NO. 9400 § **GAS UTILITIES DOCKET NO. 9460**
 §

ORDER OF DISMISSAL

On May 23, 2003, TXU Gas Company filed a statement of intent to increase rates on its statewide gas distribution and transmission system which was docketed as Gas Utilities Docket No. 9400. On October 9, 2003, the Hearings Examiners in GUD No. 9400 severed TXU Gas Company’s proposed curtailment order from GUD No. 9400 into Gas Utilities Docket No. 9460. On July 12, 2004, TXU Gas Company made an oral motion to withdraw its proposed curtailment order from Commission consideration and thus dismiss this docket.

Without ruling on the merits of TXU Gas Company’s curtailment plan, it is accordingly ordered that this docket is hereby DISMISSED without prejudice, under the provisions of 16 Tex. Admin. Code § 1.126(3) (2003).

SIGNED this 7th day of September, 2004.

RAILROAD COMMISSION OF TEXAS

/s/ _____
VICTOR CARRILLO
CHAIRMAN

/s/ _____
CHARLES R. MATTHEWS
COMMISSIONER

/s/ _____
MICHAEL L. WILLIAMS
COMMISSIONER

ATTEST

/s/ Kim Williamson
SECRETARY

**BEFORE THE
RAILROAD COMMISSION OF TEXAS**

**APPEAL OF TEXAS GAS SERVICE COMPANY §
FROM RATESETTING ACTIONS OF THE § GAS UTILITIES DOCKETNO. 9465
PORT NECHES, NEDERLAND, AND GROVES §**

ORDER

Notice of Open Meeting to consider this Order was duly posted with the Secretary of State within the time period provided by law pursuant to TEX. GOV'T CODE ANN. Chapter 551 et seq. (Vernon 1994 & Supp. 2004).

The Commission signed a final order in this docket on July 22, 2004. The Order was mailed to all parties on July 23, 2004, and was presumed received on July 26, 2004.

Texas Gas Service ("TGS") and the Cities of Port Neches, Nederland, and Groves ("Cities") timely filed a Motion for Rehearing. Responses were timely filed. After reviewing the motions and responses, the Commission finds that the Motions for Rehearing do not raise any new issues of fact or law that require rehearing.

IT IS THEREFORE ORDERED BY THE RAILROAD COMMISSION OF TEXAS that the Motions for Rehearing filed by TGS and the Cities are DENIED.

SIGNED this 7th day of September, 2004.

RAILROAD COMMISSION OF TEXAS

/s/

CHAIRMAN VICTOR CARRILLO

/s/

COMMISSIONER CHARLES R. MATTHEWS

/s/

COMMISSIONER MICHAEL L. WILLIAMS

ATTEST

/s/ Kim Williamson
SECRETARY

SECTION 6
MISCELLANEOUS

STEPHEN L. PITNER, GAS SERVICES DIVISION DIRECTOR

1. OFFICE OF THE DIRECTOR

A. Publications

1. Texas Utilities Code Titles 3 and 4. Special Rules of Practice and Procedure and Substantive Rules - \$15.00
2. a. Annual Report for Fiscal Year 2002 – Now available via the Commission’s website at:
<http://www.rrc.state.tx.us/divisions/gs/tablecontents02.html>
b. Annual Report for Fiscal Year 2001 – available via the Commission’s website at:
<http://www.rrc.state.tx.us/divisions/gs/tablecontents01.html>
a. Annual Report for Fiscal Year 2000 - \$17.00 (includes statistical data for 1999)
b. Annual Report for Fiscal Year 1999 - \$9.00 (includes statistical data for 1998)
c. Annual Report for Fiscal Year 1998 - \$7.00 (includes statistical data for 1997)
3. Six MCF Monthly Residential Gas Bill Analysis for Twenty-five Texas Cities - \$2.00 – Now available via the Commission’s website at: <http://www.rrc.state.tx.us/divisions/gs/rap/sixmcf.html>

Anyone who wishes to obtain a copy of any of the publications or maps listed in Section A should contact the Central Records Section at 512-463-6887 OR 512-463-6882 P. O. Box 12967, Austin, Texas 78711-2967.

B. Interest Rate on Customer Deposits

We have been advised by the Public Utility Commission that the interest rate to be applied to customer deposits in calendar year 2004 is 6.00%. All gas utilities should use this rate.

2. UTILITY AUDIT SECTION

- A.** Maintains headquarters and three district offices as follows:
Headquarters - William B. Travis Building
1701 North Congress, P. O. Box 12967, Austin, Texas 78701
Ed Abrahamson, Director

Telephone (512) 463-7022

Dallas District- 1546 Rowlett Rd., Suite 107, Garland, Texas 75043

Telephone (972) 240-5757;
Fax (972)303-1897

Yolandra Davis, Auditor
Josh Settle, Auditor

Austin District- P. O. Box 12967, Austin, Texas 78711-2967

Telephone (512) 463-7022

Stephen Cooper, Senior Auditor

Houston District- 1706 Seamist Drive. Suite 501, Houston, Texas 77008-3135 Telephone (713) 869-8425;
Fax (713)869-3219

Larry Alcorn, Auditor
Dale Francis, Auditor
Brian L. Sparkman, Auditor
Margie Stoney, Senior Auditor
Konata Uzoma, Auditor

B. Gas Utility Tax, Annual Reports and Audit Reports

Questions relating to gas utility tax, annual reports and audit reports, call Shannon L. Miller at (512) 463-7022.

C. Available Information

Copies of company annual reports (1994 to present), as well as information relating to any of the above, A through C, are available for review at the William B. Travis Building, Gas Services Division, 9th Floor, 1701 North Congress. All requests for copies must be made in writing and should be addressed to the Audit Section. Copies will be provided for a fee, depending on the volume of copy work desired, allow a minimum of five days for completion of requests. Inquiries regarding copies should be directed to the Audit Section at (512) 463-7022, or Fax your request to (512) 475-3180.

3. MARKET OVERSIGHT

A. Maintains the following office to assist you:

Headquarters - William B. Travis Building
1701 North Congress, P.O. Box 12967, Austin, Texas 78711
William O. Geise, Director

Telephone (512) 463-7164

B. Gas Utilities Information Bulletin

Published on the Commission's web site at: <http://www.rrc.state.tx.us/divisions/gs/rap/rapbls.html>.

C. Proposals For Decision

Published on the Commission's web site at: <http://www.rrc.state.tx.us/divisions/gs/rap/pfds.html>.

D. Tariff Filings

Questions pertaining to the filing of tariffs and/or quality of service rules should be directed to Kathy Arroyo, Yolanda Lovelace or Marie Blanco at (512) 463-7164.

E. Curtailments

Curtailment questions should be referred to (512) 463-7164. Curtailment reports made Monday through Friday, 8:00 a.m. to 5:00 p.m., should be made to (512) 463-7164. Curtailment reports made during hours other than those specified above and holidays, should be made to (512) 463-6788.

F. Compliance Filings

Questions regarding gas utilities docket compliance filing requirements should be referred to Mark Brock at (512) 463-7164.

G. Complaints and Inquiries

All complaints and inquiries relating to the gas utility industry should be directed to the Market Oversight Section at (512) 463-7164.

H. Pending RRC Rules and Regulations:

GUD No. 9253 New Rule for Relocation Cost Recovery Factor

GUD No. 9275 Amendments to §7.512 NGPA Section 311 Rate Review

GUD No. 9276 Amendments to §7.511 TUC Section 102.054 Sale, Transfer, Merger Reviews

GUD No. 9277 Amendments to §7.305 Curtailment Rule

GUD No. 9449 Amendments to §7.45 Quality of Service

4. HEARINGS AND LEGAL ANALYSIS**A. Miscellaneous**

Anyone wishing to obtain copies of appendices to Orders appearing in Section 5 of this Bulletin should contact the Legal Division at (512) 463-7017.

B. Status of Pending Cases

The status of all pending cases listed in Section 3 of this Bulletin is for informational purposes only and is complete up to the time of printing of this Bulletin. For a more accurate status of pending cases, please call the Legal Division at (512) 463-7017.