

**RAILROAD COMMISSION OF TEXAS  
GAS SERVICES DIVISION**

**GAS UTILITIES  
INFORMATION BULLETIN**

**No. 719**



**RAILROAD COMMISSION  
OF TEXAS**

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

**Steve Pitner  
Director  
Gas Services Division**

**March 10, 2003**

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**SECTION 1**  
**NEW APPEALS AND APPLICATIONS FILED**

**DOCKET NO.** -- 9379  
**CAPTION** -- Statement of Intent Filed by TXU Gas Distribution to Change Rates in the Environs of the Cities in the Longview Distribution System.  
**DATE FILED** -- 3/04/2003  
**FILED BY** -- Myles F. Reynolds  
**EXAMINER** -- John Chakales

**DOCKET NO.** -- 9380  
**CAPTION** -- Failure of Pan Grande Pipeline, L.L.C. to Comply with Safety Standards.  
**DATE FILED** -- 3/04/2003  
**FILED BY** -- Commission's Own Motion  
**EXAMINER** -- Lowell Williams

**DOCKET NO.** -- 9381  
**CAPTION** -- Complaint Filed by Wisenbaker Production Company Against TXU Lone Star Pipeline company and Shoreline Gas Field Services East Texas L.P.  
**DATE FILED** -- 3/06/2003  
**FILED BY** -- John R. Hays  
**EXAMINER** -- John Chakales

**DOCKET NO.** -- 9382  
**CAPTION** -- Complaint Filed by Falcon Gas Storage Company, Inc. and Hill-Lake Gas Storage, L.P. Against EPGT Texas Pipeline, L.P.  
**DATE FILED** -- 3/04/2003  
**FILED BY** -- George S. Friend  
**EXAMINER** -- John Chakales

**CASES REFERRED TO SOAH**

**DOCKET NO.** -- 9291  
**CAPTION** -- Request of Texas General Land Office for immediate action to stay abandonment and for establishment of transportation rate on Panther Pipeline, LTD.  
**DATE REFERRED TO SOAH** -- 06/28/2002  
**SOAH DOCKET NO.** -- 455-02-3446  
**SOAH ALJ** -- Wendy Harvel

**DOCKET NO.** -- 9313  
**CAPTION** -- Petition for review of TXU Gas Distribution from the actions of the City of Arlington, et al.  
**DATE REFERRED TO SOAH** -- 08/21/2002  
**SOAH DOCKET NO.** -- 455-02-4058  
**SOAH ALJ** -- Kerry Sullivan

**SECTION 2**  
**APPEALS AND APPLICATIONS SET FOR HEARING OR PREHEARING CONFERENCE**

None at this time.

**SECTION 3**  
**STATUS OF PENDING CASES**

**DOCKET NO.** -- 9291  
**CAPTION** -- Request of the Texas General Land Office for Stay of Abandonment and for Establishment of Transportation Rate on Panther Pipeline, Ltd.  
**DATE OF ACTION** -- March 4, 2003  
**STATUS** -- Order No. 14 Granting Motion for Sanctions stayed  
**EXAMINER** -- Michelle Lingo

**SECTION 4**  
**NOTICES OF DISMISSAL**

None at this time.

**SECTION 5**  
**ORDERS OF THE COMMISSION**

None at this time.

**SECTION 6**  
**MISCELLANEOUS**

**STEVE 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 2001 – Now 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. **2002 Pipeline Safety Rules - \$13.00, includes: 49 CFR 191 & 192 and 16 TAC Sections 7.70-7.74 (gas) 49 CFR 193 (LNG); 49 CFR 195 and 16 TAC Sections 7.80-7.87 (hazardous liquids); 49 CFR 40 and 199 (drug testing).**
4. Distribution and/or Gas Transmission Review forms for Adequacy of Operation, Maintenance and Emergency Manual - To obtain a copy of review forms at no charge, send a request with a self addressed envelope (10" x 13"preferably) with \$0.98 postage.
5. 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 Gas

Services Division, P. O. Box 12967, Austin, Texas 78711-2967, (512) 463-7167.

**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 2003 is 6.00%. All gas utilities should use this rate.

**2. PIPELINE SAFETY SECTION**

A. Austin Headquarters - William B. Travis Building  
1701 North Congress, (78701)  
PO Box 12967  
Austin, Texas 78711-2967 Telephone (512) 463-7058

Mary L. McDaniel, P.E., Assistant Director  
William (Bill) Dase, Jr., P.E., Engineer  
Terry Pardo, P.E., Engineer  
K. David Born, Field Operations Manager  
Lee Thying, P.E., Engineer  
Maurice Curd, Program Administrator

Amarillo Region 1 - 7102 IH-40 West, Bldg. C., Amarillo, Texas 79106 Telephone (806) 468-7486

Alan Mann, Engineering Specialist

Midland Region 2 - Petroleum Building, 214 West Texas, Suite 803, Midland, Texas 79701 Telephone (915) 570-5884

Glenn Taylor, Area Supervisor (Midland/Amarillo)  
Larry Felio, P.E., Engineer  
Keith Smith, Engineering Specialist  
Tim Murray, Engineering Specialist (Abilene)

Kilgore Region 3 - 619 Henderson Boulevard, Kilgore, Texas 75662 Telephone (903) 984-8581

Bob Oldham, Engineering Specialist  
James Alexander, Engineering Specialist  
Jerry Hill, Engineering Specialist

Austin Region 4 - 1701 North Congress, P. O. Box 12967, Austin, Texas 78711 Telephone (512) 463-7050

Kendall Smith, Area Supervisor  
Johnny Burgess, Engineering Specialist  
Mark Arguelles, Program Administrator

Houston Region 5 -1706 Seamist Drive, Ste 501, Houston, Texas 77008-3135 Telephone (713) 869-8425

Danny Nichols, Area Supervisor  
Jerry Hoff, Engineering Specialist  
Jim Arnold, Engineering Specialist  
Randy Vaughn, Engineering Specialist  
Gregory Johnson, Engineering Specialist  
Frank Henderson, Engineering Specialist  
John Jewett, Engineering Assistant

Dallas Region 6 -1546 Rowlett Rd., Suite 107, Garland, Texas 75043 Telephone (972) 240-5757

Jody Kerl, P.E., Area Supervisor (Dallas/Kilgore)  
M. Kathryn Williams-Guzman, Engineering Specialist  
San Sein, Engineering Specialist  
Terry Sullivan, Engineering Assistant

Corpus Christi Region 7 -10320 IH-37, P.O. Box 10307, Corpus Christi, Texas 78460-0307 Telephone (361) 242-3117

Don Gault, Area Supervisor  
Steven Rios, Engineering Specialist  
Jesse Cantu, Jr., Engineering Specialist  
Ronda Lauderman, Engineering Assistant

**B. Monthly Summary (January)**

No. of distribution safety evaluations – 59  
No. of transmission safety evaluations - 70  
No. of liquid safety evaluations - 39  
No. of leak/calls - 52  
No. of accident investigations - 6  
No. of special investigations – 15

**C. Reporting of Pipeline Accidents**

1) NATURAL GAS

Accidents on intrastate gas systems involving \$5,000 property damage, a fatality or injuries, gas ignition, or that are judged significant must be reported by telephone within two hours, and the written report filed within thirty (30) days. Call the 24-hour emergency phone number (512)463-6788 to report an accident. For your convenience this priority phone line is used only to report emergencies.

2) HAZARDOUS LIQUIDS

Accidents on intrastate hazardous liquid pipelines reportable under 49 CFR Sections 195.50 and 195.52 and 16 TAC Section 7.84(a) must be reported by telephone within two hours and the required written report filed within thirty (30) days. Call the 24-hour emergency phone number (512)463-6788 to report an accident. For your convenience this priority phone line is used only to report emergencies.

**Rules and Regulations:**

[Federal Register: March 7, 2003 (Volume 68, Number 45)]

[Notices]

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From the Federal Register Online via GPO Access [wais.access.gpo.gov]

[DOCID:fr07mr03-179]

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**DEPARTMENT OF TRANSPORTATION**

Research and Special Programs Administration (RSPA)

[Docket No. RSPA-98-4470]

Pipeline Safety: Meetings of the Pipeline Safety Advisory Committees

AGENCY: Office of Pipeline Safety, Research and Special Programs Administration, DOT.

ACTION: Notice; Meetings of the Technical Pipeline Safety Standards Committee and the Technical Hazardous Liquid Pipeline Safety Standards Committee.

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SUMMARY: Meetings of the Technical Pipeline Safety Standards Committee (TPSSC) and the Technical Hazardous Liquid Pipeline Safety Standards Committee (THLPSSC) will be held from Tuesday, March 25 to Thursday, March 27, 2003, at the Hyatt Arlington Hotel, Arlington, VA. OPS will provide briefings on pending rulemakings and regulatory initiatives. The advisory committees will discuss and vote on various proposed rulemakings and associated risk assessments.

ADDRESSES: Members of the public may attend the meetings at the Hyatt Arlington Hotel, 1325 Wilson Boulevard, Arlington, VA. The exact location and room number for this meeting will be posted on the OPS web page approximately 15 days before the meeting date at <http://ops.dot.gov>.

An opportunity will be provided for the public to make short statements on the topics under discussion. Anyone wishing to make an oral statement should notify Jean Milam, (202) 493-0967, not later than March 18, 2003, on the topic of the statement and the length of the presentation. The presiding officer at each meeting may deny any request to present an oral statement and may limit the time of any presentation.

You may submit written comments by mail or deliver to the Dockets Facility, U.S. Department of Transportation, Room PL-401, 400 Seventh Street, SW., Washington, DC 20590-0001. It is open from 10 a.m. to 5 p.m., Monday through Friday, except Federal holidays. You also may submit written comments to the docket electronically. To do so, log onto the following Internet Web address: <http://dms.dot.gov>. Click on "Help & Information" for instructions on how to file a document electronically. All written comments should reference docket number RSPA-98-4470. Anyone who would like confirmation of mailed comments must include a self-addressed stamped postcard.

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the Federal Register published on April 11, 2000 (Volume 65, Number 70; Pages 19477-78) or you may visit <http://dms.dot.gov>.

**Information on Services for Individuals With Disabilities**

For information on facilities or services for individuals with disabilities or to request special assistance at the meeting, contact Jean Milam at (202) 493-0967.

FOR FURTHER INFORMATION CONTACT: Cheryl Whetsel, OPS, (202) 366-4431 or Richard Huriaux, OPS, (202) 366-4565,

regarding the subject matter of this notice.

**SUPPLEMENTARY INFORMATION:** The TPSSC and THLPSSC are statutorily mandated advisory committees that advise the Research and Special Programs Administration's (RSPA) Office of Pipeline Safety (OPS) on proposed safety standards for gas and hazardous liquid pipelines. These advisory committees are constituted in accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463, 5 U.S.C. App. 1). The committees consist of 15 members--five each representing government, industry, and the public. The TPSSC and THLPSSC are tasked with determining reasonableness, cost-effectiveness, and practicability of proposed pipeline regulations.

Federal law requires that OPS submit cost-benefit analyses and risk assessment information on proposed safety standards to the advisory committees. The TPSSC and/or THLPSSC evaluate the merit of the data and methods used within the analyses, and when appropriate, provide recommendations relating to the cost-benefit analyses.

On Tuesday, March 25, 2003, from 12:30 p.m. to 4:30 p.m. EST, the Technical Hazardous Liquid Pipeline Safety Standards Committee (THLPSSC) will meet. The preliminary agenda includes a briefing and committee vote on the Notice of Proposed Rulemaking, "Recommendations to Change Hazardous Liquid Pipeline Safety Requirements." In addition, OPS will brief the THLPSSC on the following topics:

1. Revision to Hazardous Liquid Pipeline Annual Report.
2. National Pipeline Mapping System.
3. Gathering Lines.

On Wednesday, March 26, 2003, from 9 a.m. to 6 p.m. EST, the THLPSSC and the TPSSC will meet in joint session. The preliminary agenda includes a briefing and peer review of the Pipeline Research and Development Plan. OPS will provide the Committee with briefings on the following topics:

1. Pipeline Communication and Public Education Programs.
2. Alternative Mitigation Measures.
3. Pipeline Integrity Management--Partial Issues.
4. Damage Prevention, Common Ground Alliance and Nationwide Toll-Free Number ( Dig).
5. Operator Qualification Compliance.
6. Pipeline Security.
7. Office of Pipeline Safety Initiatives.

On Thursday, March 27, 2003, from 9 a.m. to 6 p.m. EST the TPSSC will meet. A major portion of the meeting will include a briefing on the NPRM, Pipeline Integrity Management for Gas Transmission Pipelines in High Consequence Areas (HCAs) and of the Cost Benefit Analysis. The TPSSC will vote on the Cost Benefit Analysis of Pipeline Integrity Management for Gas Transmission Pipelines in HCAs and on the NPRM, "Further Regulatory Review: Gas Pipeline Safety Standards." Additional briefings will be provided on the following topics:

1. National Pipeline Mapping System.
2. Cost-Benefit Study of Excess Flow Valve Installation on Gas Service Lines
3. Gas Gathering Line Issues

Authority: 49 U.S.C. 60102, 60115.

Issued in Washington, DC on March 4, 2003.

Richard D. Huriaux,  
Manager, Regulations, Office of Pipeline Safety.  
[FR Doc. 03-5448 Filed 3-6-03; 8:45 am]

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[Notices]  
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DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

[Docket RSPA-03-14455; Notice 1]

Cost-Benefit Study of Excess Flow Valve Installation on Gas Service Lines

AGENCY: Research and Special Programs Administration (RSPA), Department of Transportation (DOT).

ACTION: Notice of study availability and request for public comments.

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SUMMARY: This notice seeks comments from the public on a cost-benefit study of mandatory installation of excess flow valves (EFVs) on all new and renewed gas distribution service lines. This study was performed by the Volpe National Transportation Systems Center (Volpe) at the request of RSPA's Office of Pipeline Safety (OPS) in response to a recommendation by the National Transportation Safety Board (NTSB).

DATES: Comments on this notice must be received by May 6, 2003 to ensure consideration.

ADDRESSES: Interested persons are invited to submit comments in duplicate to the Research and Special Programs Administration, U.S. Department of Transportation, Dockets Facility, Plaza 401, 400 Seventh Street, SW, Washington, DC 20590-0001 or by e-mail to [dms.dot.gov](mailto:dms.dot.gov). Comments must identify the docket number of this notice. Persons wishing to receive confirmation of receipt of their comments must include a stamped, self-addressed postcard.

A copy of the report and all comments in Docket No. RSPA-03-14455 may be reviewed at the Dockets Facility between 10 a.m. to 5 p.m., Monday through Friday, except on Federal holidays. The docket may also be accessed electronically over the Internet at [dms.dot.gov](http://dms.dot.gov).

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the Federal Register published on April 11, 2000 (Volume 65, Number 70; Pages 19477-78) or you may visit <http://dms.dot.gov>.

FOR FURTHER INFORMATION CONTACT: Marvin Fell, U.S. Department of Transportation (DOT), RSPA/OPS, 400 Seventh Street, SW, Washington, DC 20950, telephone (202) 366-6205, or by e-mail [marvin.fell@rspa.dot.gov](mailto:marvin.fell@rspa.dot.gov).

SUPPLEMENTARY INFORMATION: Federal pipeline safety regulations do not require the installation of Excess Flow Valves (EFVs) on service lines. However, if an EFV is installed on a single residence service line, the regulations set minimum performance standards for these valves. These performance standards provide that an EFV must function properly up to the maximum operating pressure at which the valve is rated and at all temperatures reasonably expected in the operating environment of the service line. Furthermore, the EFV must not close when the pressure is less than the manufacturer's minimum specified operating pressure and the flow rate is below the manufacturer's minimum specified closure rate. The performance standards are found at 49 CFR 192.381.

The Federal pipeline safety regulations also require operators of gas distribution pipelines to notify certain service line customers of

the availability of EFVs for installation at the customer's expense. The notification requirements only apply for newly installed or replaced single-family residential gas service lines operating at not less than 10 pounds per square inch gauge (psig). The notification requirements are found at 49 CFR 192.383.

The written notification must include information on the safety benefits of EFVs and on the costs associated with the installation, maintenance, and operation of EFVs. An operator is not required to notify its customers about EFV installation when (1) EFVs meeting the performance standards in 49 CFR 192.381 are not commercially available to the gas distribution pipeline operator, (2) prior experience indicates that contaminants in the service lines could interfere with the proper operation of an EFV, or (3) special situations make it impractical for the operator to notify a service line customer before replacing a service line. The notification requirements do not apply if an operator voluntarily installs EFVs in new and renewed gas service lines.

On July 7, 1998, leakage from a natural gas distribution service line caused a gas explosion and fire in the South Riding subdivision, Loudoun County, Virginia. The accident resulted in one death, three injuries, destruction of one house, and damage to five houses. The NTSB accident investigation revealed that gas had accumulated in the basement of a house, where it probably was ignited by a water heater pilot light. A hole in the 1/2-inch polyethylene gas service line to the house was the most likely source of the gas. The NTSB determined that the flow rate per hour from the hole in the gas service line was more than adequate to activate an EFV. The NTSB concluded that the explosion and fire would not have occurred had an EFV been installed in the service line to interrupt gas flow.

As a result of its investigation, the NTSB issued Recommendation P-01-2. It urges RSPA to require the installation of EFVs in all new and renewed services serving any type of customer--residential, commercial, or industrial. This includes installation of EFVs in new and renewed gas services operating at less than 10 psig, if appropriate EFVs are commercially available.

OPS engaged Volpe to conduct a study that estimates the benefits and costs associated with implementation of NTSB Safety Recommendation P-01-2. This study examined whether the benefits resulting from mandatory installation of EFVs on all new and renewed gas distribution service lines would exceed the costs. The full study is available in Docket Number RSPA-03-14455 or on the OPS Web page at [ops.dot.gov](http://ops.dot.gov).

OPS invites comments on all aspects of the Volpe study, and in particular, would like comments on the following questions:

- (1) Are the assumptions used in performing this study clear and correct?
- (2) Is the data used in the study adequate to support the conclusions of the report?
- (3) Are the uncertainties of this study clearly explained?
- (4) Are the conclusions drawn from this study reasonable?
- (5) Are the sensitivity analyses adequate?
- (6) Are there other issues regarding EFVs and EFV installation not considered in the study?
- (7) Are there regulatory or non-regulatory alternatives to mandatory EFV installation on new and renewed service lines that are as effective in reducing risks to the public?

Issued in Washington, DC on March 4, 2003.

Stacey L. Gerard,

Associate Administrator for Pipeline Safety.

[FR Doc. 03-5449 Filed 3-6-03; 8:45 am]

BILLING CODE 4910-60-P

**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 Telephone (512) 463-7022  
Ed Abrahamson, Assistant Director
- Dallas District- 1546 Rowlett Rd., Suite 107, Garland, Texas 75043 Telephone (972) 240-5757;  
Stephen Cooper, Auditor Fax (972)303-1897  
Josh Settle, Auditor
- Austin District- P. O. Box 12967, Austin, Texas 78711-2967 Telephone (512) 463-7022
- Houston District- 1706 Seamist Drive. Suite 501, Houston, Texas 77008-3135 Telephone (713) 869-8425;  
Dale Francis, Auditor Fax (713)869-3219  
Margie Stoney, Auditor  
Konata Uzoma, Auditor  
Lekisha Churchwell, Auditor  
Larry Alcorn, 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.

**4. REGULATORY ANALYSIS AND POLICY**

- A. Maintains the following office to assist you:
- Headquarters - William B. Travis Building  
1701 North Congress, P.O. Box 12967, Austin, Texas 78711 Telephone (512) 463-7164  
Karl Nalepa, Assistant Director
- 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 Sandra Soto at (512) 463-7164.

- E. Curtailments**  
Curtailment questions should be referred to Sandra Soto at (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, (512) 896-3863 (digital pager), (512) 892-1772 or (512) 280-5949.
- F. Compliance Filings**  
Questions regarding gas utilities docket compliance filing requirements should be referred to Jackie Standard at (512) 463-7164.
- G. Complaints and Inquiries**  
All complaints and inquiries relating to the gas utility industry should be directed to the Regulatory Analysis and Policy section at (512) 463-7164.
- H. Rules and Regulations:**
- GUD No. 9221 Amendments to Quality of Service Rules
  - GUD No. 9253 New Rule for Relocation Cost Recovery Factor
  - GUD No. 9257 Amendments to §7.450 Gas Distribution in Mobile Home Parks, Apartment Houses and Apartment Units.
  - 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. 9303 Amendments to §7.465 Abandonment Rule
  - GUD No. 9334 Amendments to §7.310 System of Accounts

## **5. 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.