



September 22, 2020

Ms. Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

ANR Pipeline Company
700 Louisiana Street, Suite 700
Houston, TX 77002-2700

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Director, Rates & Tariffs

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Re: ANR Pipeline Company
Compliance Filing
Docket No. RP20-608-_____

Dear Ms. Bose:

Pursuant to Section 4 of the Natural Gas Act (“NGA”) and Part 154 of the Federal Energy Regulatory Commission’s (“FERC” or “Commission”) regulations,¹ and to comply with the Commission order issued August 31, 2020, in Docket No. RP20-608-000,² ANR Pipeline Company (“ANR”) hereby respectfully submits for filing and acceptance revised tariff section 6.18.13³ to be part of its FERC Gas Tariff, Third Revised Volume No. 1 (“Tariff”), as more fully described below. ANR respectfully requests that the Commission accept Section 6.18.13, included herein as Appendix A, to be effective September 1, 2020, consistent with the August Order.

Correspondence

The names, titles and mailing address of the persons to whom correspondence and communications concerning this filing should be directed are as follows:

¹ 18 C.F.R. Part 154 (2020).

² *ANR Pipeline Company*, 172 FERC ¶ 61,188 (2020) (“August Order”).

³ Specifically, Part 6.18.13-General Terms & Conditions, Waiver of Penalties (“Section 6.18.13”).

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Statement of Nature, Reasons and Basis for Filing

On February 28, 2020, in Docket No. RP20-608-000, ANR submitted a tariff filing (“Tariff Filing”) that proposed, *inter alia*, to define and clarify ANR’s use of nominal and substantial penalties on Extreme Condition Situation and non-Extreme Condition Situation days, and to modify the language in Section 6.18.13 of the Tariff to allow ANR, on a not unduly discriminatory basis, to assess the nominal penalties proposed as part of the Tariff Filing when offending shippers either take deliveries outside of their applicable Swing Percentage or do not properly schedule authorized overrun service on non-Extreme Condition Situation days. On March 27, 2020, the Commission accepted and suspended ANR’s proposed tariff records to be effective September 1, 2020, subject to refund, and established paper hearing procedures.⁴

Subsequent to the conclusion of the paper hearing, the Commission, in its August Order, accepted the tariff sections submitted in the Tariff Filing to be effective September 1, 2020, subject to conditions. In its August Order, the Commission directed ANR to file a revised Section 6.18.13 reflecting the additional changes proposed by ANR in its March 20, 2020 Answer⁵ and May 11, 2020 Initial Brief,⁶ wherein ANR proposed to further revise Section 6.18.13 by deleting the phrase “where the imposition thereof is not necessary to prevent the impairment of reliable service.” Further, the Commission directed ANR to file the revised Section 6.18.13 reflecting the removal of the above phrase within 30 days from the date of issuance of the August Order.⁷

⁴ ANR Pipeline Company, 170 FERC ¶ 61,269 (2020).

⁵ Motion for Leave to Answer and Answer of ANR Pipeline Company (“Answer”), at pp. 11-12.

⁶ Initial Brief of ANR Pipeline Company (“Initial Brief”) at pp. 18-19.

⁷ August Order at Ordering Paragraph B.

To comply with Ordering Paragraph B of the August Order, ANR submits herein revised Section 6.18.13, consistent with the modifications to Section 6.18.13 previously submitted as part of ANR's Answer and Initial Brief.

Effective Date

In accordance with Section 154.7(a)(3) of the Commission's regulations, ANR moves to place Section 6.18.13, included herein as Appendix A, into effect on September 1, 2020, the effective date of the tariff changes accepted in the August Order.

Other Filings Which May Affect This Proceeding

There are no other filings before the Commission that may significantly affect the changes proposed herein.

Contents of Filing

In accordance with Section 154.7 of the Commission's regulations, ANR is submitting the following via its electronic tariff filing:

1. This transmittal letter;
2. The clean tariff section (Appendix A); and
3. The marked tariff section (Appendix B).

Certificate of Service

As required by Sections 154.7(b) and 154.208 of the Commission's regulations, a copy of this filing is being served upon all of ANR's existing customers and interested state regulatory agencies. A copy of this letter, together with any attachments, is available during regular business hours for public inspection at ANR's principal place of business.⁸

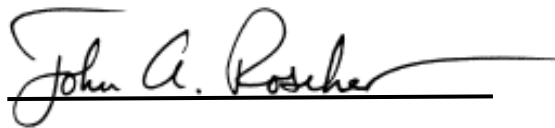
⁸ Due to the Covid-19 pandemic, ANR's principal place of business is closed. When ANR's office reopens, the letter and attachments will be available during normal business hours at ANR's office in Houston, Texas.

Pursuant to Section 385.2005 of the Commission's regulations, the undersigned has read this filing and knows its contents, and the contents are true as stated, to the best of his knowledge and belief. Additionally, the undersigned possesses full power and authority to sign such filing.

Any questions regarding this filing may be directed to David A. Alonzo at (832) 320-5477.

Respectfully submitted,

ANR Pipeline Company

A handwritten signature in cursive script that reads "John A. Roscher". The signature is written in black ink and is positioned above a solid horizontal line.

John A. Roscher
Director, Rates & Tariffs

Enclosures

Appendix A

*ANR Pipeline Company
Third Revised Volume No. 1*

Clean Tariff

<u>Tariff Sections</u>	<u>Version</u>
6.18.13 – GT&C, Waiver of Penalties	v.2.0.0

6.18.13 Waiver of Penalties.

Transporter may waive the following penalties on a not unduly discriminatory basis:

- (a) daily scheduling penalties assessed as a result of allocations of deliveries pursuant to Section 6.14.1(a)(3)(iii) or Section 6.14.1(c) of these General Terms and Conditions; or
- (b) penalty rates for unauthorized overrun charges assessed pursuant to any of Transporter's firm service rate schedules.

Appendix B

*ANR Pipeline Company
Third Revised Volume No. 1*

Marked Tariff

<u>Tariff Sections</u>	<u>Version</u>
6.18.13 – GT&C, Waiver of Penalties	v.2.0.0

6.18.13 Waiver of Penalties.

Transporter may waive the following penalties on a not unduly discriminatory basis ~~where the imposition thereof is not necessary to prevent the impairment of reliable service:~~

- (a) daily scheduling penalties assessed as a result of allocations of deliveries pursuant to Section 6.14.1(a)(3)(iii) or Section 6.14.1(c) of these General Terms and Conditions; or
- (b) penalty rates for unauthorized overrun charges assessed pursuant to any of Transporter's firm service rate schedules.