

J. Steve Rahon
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June 20, 2003

Advice No. 3269 (U 904 G)

Public Utilities Commission of the State of California

<u>Subject</u>: Revision to Schedule GT-F and Wholesale Firm Service Special Condition for Two-Year Contract Term.

Southern California Gas Company (SoCalGas) hereby submits for approval by the California Public Utilities Commission (Commission) revisions to SoCalGas' tariff schedules, applicable throughout its service territory as shown on Attachment B.

#### **Purpose**

This filing revises the Special Condition that requires a two-year contract term for firm noncore transmission service in Schedule No. GT-F, and wholesale transmission service Schedule Nos. GW-LB, GW-SD, and GW-VRN. This proposed revision provides for continued service on an interruptible basis if, after the two-year firm contract term expires, the customer fails to execute an agreement electing firm service for an additional term.

#### **Background**

Special Condition 4 of Schedule GT-F states, "The contract term for service under this schedule shall be two years." SoCalGas is currently notifying many of its GT-F customers that they need to execute another contract for an additional two-years to remain as a GT-F customer effective August 1, 2003. Experience has shown that despite best efforts by the Utility, a small number of customers will not respond in a timely manner. To allow these customers to continue with firm service on a month-to-month basis for an indeterminate amount of time defeats the purpose of having firm contracts. On the other hand, if the contracts are canceled, the only tariff schedule for which most of these customers are eligible is core procurement Schedule No. GN-10, which, since January 1, 2002 is an available option. SoCalGas believes that transferring these customers from transportation service to core procurement service is unnecessarily disruptive to the

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Conclusion of Law 23 of Decision No. 01-12-018, dated December 11, 2001, ordered SoCalGas to rescind that portion of Resolution G-3304 that suspended transfers of eligible noncore customers to bundled core service; to be effective as of the date of the decision.

customer and any agents / marketers who may be currently providing for their gas supplies. Furthermore, certain customers are not eligible to receive core procurement service, and Rules adopted in Decision No. 02-08-065 will eventually require that eligible noncore customers may only transfer to core procurement upon execution of a contract with a five year term for such service.

The proposed tariff revision is intended to provide the Utility clear authority to continue to serve these customers on an interruptible month-to-month basis, rather than canceling their contracts and moving them to core service. It also does not prevent the customer from returning to GT-F service the following month if they decide to execute an agreement electing firm service for an additional term if firm capacity is available.

#### **Requested Tariff Revision**

The following language will be added to Schedule No. GT-F, Firm Intrastate Transmission Service, Special Condition 4:

In the event the Customer does not subsequently execute an agreement electing an additional term, service may continue to be provided under Schedule No. GT-I.

The following language will be added to the first Firm Intrastate Transmission Special Condition, in Wholesale Natural Gas Service Schedule Nos. GW-LB, GW-SD, and GW-VRN:

In the event the Customer does not subsequently execute an agreement electing an additional term, service may continue to be provided on an interruptible basis under this schedule.

#### **Protest**

Anyone may protest this Advice Letter to the Commission. The protest must state the grounds upon which it is based, including such items as financial and service impact, and should be submitted expeditiously. The protest must be made in writing and received within 20 days of the date of this Advice Letter. There is no restriction on who may file a protest. The address for mailing or delivering a protest to the Commission is:

Energy Division - IMC Branch California Public Utilities Commission 505 Van Ness Avenue, 4<sup>th</sup> Floor San Francisco, CA 94102

Copies of the protest should also be sent via e-mail to the attention of both Jerry Royer (<u>jir@cpuc.ca.gov</u>) and Honesto Gatchalian (<u>jnj@cpuc.ca.gov</u>) of the Energy Division. A copy of the protest shall also be sent via both e-mail and facsimile to the address shown below on the same date it is mailed or delivered to the Commission.

Attn: Sid Newsom Regulatory Tariff Manager - GT14D6 555 West Fifth Street Los Angeles, CA 90013-1011 Facsimile No. (213) 244-4957

E-Mail: <a href="mailto:snewsom@semprautilities.com">snewsom@semprautilities.com</a>

# **Effective Date**

SoCalGas respectfully requests that this advice filing be made effective July 30, 2003, which is not less than forty (40) days regular statutory notice.

# **Notice**

In accordance with Section III.G of General Order No. 96-A, a copy of this advice letter is being sent to the parties listed on Attachment A.

J. STEVE RAHON
Director
Tariffs and Regulatory Accounts

Attachments

# **ATTACHMENT A**

Advice No. 3269

(See Attached Service List)

ACN Energy Hans Herzog

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**Aglet Consumer Alliance** 

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Barkovich & Yap Catherine E. Yap ceyap@earthlink.net

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Berliner, Camdon & Jimison John Jimison johnj@bcjlaw.com

CPUC Energy Rate Design & Econ. 505 Van Ness Ave., Rm. 4002 San Francisco, CA 94102

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Banning, CA 92220

City of Glendale Larry Silva Isilva@ci.glendale.ca.us

City of Los Angeles City Attorney 1700 City Hall East Los Angeles, CA 90012

City of Vernon Kenneth J. DeDario kdedario@ci.vernon.ca.us

**County of Los Angeles Coral Energy Crossborder Energy** Walter Cinibulk Stephen Crouch Tom Beach tomb@crossborderenergy.com wcinibulk@coral-energy.com 1100 N. Eastern Ave., Room 300 Los Angeles, CA 90063 **Davis Wright Tremaine, LLP Davis Wright Tremaine, LLP** Davis, Wright, Tremaine Christopher Hilen Edward W. O'Neill Judy Pau chrishilen@dwt.com One Embarcadero Center, #600 judypau@dwt.com San Francisco, CA 94111-3834 **Dept. of General Services** Dan Douglass Downey, Brand, Seymour & Rohwer **Celia Torres** douglass@energyattorney.com Ann Trowbridge celia.torres@dgs.ca.gov atrowbridge@dbsr.com Downey, Brand, Seymour & Rohwer Downey, Brand, Seymour & Rohwer Dynegy Phil Stohr Dan Carroll Joseph M. Paul pstohr@dbsr.com dcarroll@dbsr.com jmpa@dynegy.com **Deniese Earley Edson & Modisette Energy Law Group, LLP** deniese.earley@dgs.ca.gov 1015 K Street,, #200 **Andrew Skaff** Sacramento, CA 95814 askaff@energy-law-group.com **Energy Law Group, LLP** Enserch Gas Marketing, Inc. **Gas Purchasing** Diane Fellman **Cathy Hawes** BC Gas Utility Ltd. difellman@energy-law-group.com 353 Sacramento, St., Suite 400 16705 Fraser Highway San Francisco, CA 94111 Surrey, British Columbia, V3S 2X7 **General Services Administration General Services Administration** William Gibson Dir., Public Utility Services Div. **Facilities Management (9PM-FT)** weg@cpuc.ca.gov Public Bldgs. Serv., Rm. 7325 450 Golden Gate Ave. 18th and F Streets, N.W. San Francisco, CA 94102-3611 Washington, D.C. 20405 Hanna & Morton Goodin, MacBride, Squeri Goodin, MacBride, Squeri J. H. Patrick James D. Squeri Norman A. Pedersen, Esq. hpatrick@gmssr.com jsqueri@gmssr.com npedersen@hanmor.com

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**Imperial Irrigation District** K. S. Noller P. O. Box 937 Imperial, CA 92251

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# ATTACHMENT B Advice No. 3269

Cal. P.U.C. Sheet No.	Title of Sheet	Cancelling Cal. P.U.C. Sheet No.
Revised 36730-G	Schedule No. GT-F, FIRM INTRASTATE TRANSMISSION SERVICE, Sheet 3	Revised 32662-G*
Revised 36731-G	Schedule No. GW-LB, WHOLESALE NATURAL GAS SERVICE, Sheet 3	Revised 32677-G
Revised 36732-G	Schedule No. GW-SD, WHOLESALE NATURAL GAS SERVICE, Sheet 3	Revised 32684-G
Revised 36733-G	Schedule No. GW-VRN, WHOLESALE NATURAL GAS SERVICE, Sheet 3	Original 32694-G
Revised 36734-G Revised 36735-G	TABLE OF CONTENTS TABLE OF CONTENTS	Revised 36611-G Revised 36612-G
Revised 36736-G	TABLE OF CONTENTS	Revised 36613-G

36731-G 32677-G

# Schedule No. GW-LB

Sheet 3

(Continued)

WHOLESALE NATURAL GAS SERVICE

#### SPECIAL CONDITIONS (Continued)

## **GENERAL** (Continued)

- 4. All terms and conditions of Rule No. 30 and Schedule No. G-IMB shall apply to the transportation of customer-owned gas under this schedule.
- 5. Customer's core load can be out of balance for a period up to twelve months in length. The maximum amount by which quantities purchased to serve the Customer's core market can be out-ofbalance is limited to: (1) a quantity equal to the percentage of the Utility's storage capacity equivalent to the percentage of total storage costs assessed to the core customers of Customer as adopted in the most recent cost allocation proceeding; and (2) by any operational constraints experienced by the Utility.

#### SERVICE ELECTIONS

6. Prior to the implementation date of the CPUC's Capacity Brokering Rules, the Utility shall conduct an open season, as described in Rule No. 35, wherein Customer shall be required to designate the extent to which it will take core subscription service (G-CS7) and/or firm intrastate transmission service (GT-F7). If Customer fails to notify the Utility of its service elections, then Customer shall be assigned to interruptible intrastate service (GT-I7) with the exception that Customer's current core subscription requirements shall default to core subscription service.

#### **CORE SUBSCRIPTION**

7. Subsequent to the Utility's initial interstate capacity brokering open season, described in Rule No. 35, the Customer may request additional core subscription service. The Utility shall accept such a request along with the requests of other customers on a first-come first-served basis to the extent Utility determines it is operationally feasible to provide such service. If access to core subscription service becomes restricted, Utility shall maintain a list of the customers requesting such service (by time and date of request) and shall provide service in the order of the customer list in the event additional core subscription capacity becomes available.

# FIRM INTRASTATE TRANSMISSION

8. The contract term for firm intrastate transmission service shall be two years. In the event the Customer does not subsequently execute an agreement electing an additional term, service may continue to be provided on an interruptible basis under this schedule.

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(TO BE INSERTED BY UTILITY) 3269 ADVICE LETTER NO. DECISION NO.

ISSUED BY Lee Schavrien Vice President

Regulatory Affairs

36732-G 32684-G

# Schedule No. GW-SD

Sheet 3

(Continued)

WHOLESALE NATURAL GAS SERVICE

# SPECIAL CONDITIONS (Continued)

- 5. The contract term for firm intrastate transmission service shall be two years. In the event the Customer does not subsequently execute an agreement electing an additional term, service may continue to be provided on an interruptible basis under this schedule.
- 6. Utility shall offer firm intrastate transmission service only to customers whose volumes qualify as follows:
  - a. Firm Interstate Customers: Firm intrastate transmission shall be available for volumes delivered through firm interstate capacity rights or where Customer purchases or receives (1) gas delivered to Utility interconnection with an interstate pipeline on a firm basis, (2) intrastate California supplies delivered directly into the Utility's system, or (3) supplies that are delivered from the Utility's storage facilities, provided that the Utility has sufficient capacity to receive and redeliver all such volumes on a firm basis.
  - b. Interruptible Interstate, Existing Capacity: Firm intrastate transmission shall be available for volumes delivered by Customer or Customer's shipper to the Utility on an interruptible basis through interstate pipeline capacity in existence as of November 6, 1991 to the extent and so long as (1) the capacity of the interstate pipeline is not expanded so as to create a mismatch of interstate and intrastate capacity, and (2) the Utility has adequate intrastate system capacity to receive and redeliver all such volumes on a firm basis.
    - The Utility shall have no obligation to build new facilities to provide firm intrastate service for Customer's volumes delivered to the Utility on an interruptible basis through interstate pipeline capacity in existence as of November 6, 1991.
  - c. Interruptible Interstate, New Capacity: Firm intrastate transmission service shall be available for Customer's volumes delivered to the Utility on an interruptible basis across a new interstate pipeline or an expansion of an existing pipeline (as of November 6, 1991) provided that (1) Customer has given assurances acceptable to the Utility that any costs associated with enhancements of the Utility's intrastate system which are necessary to provide firm intrastate transmission service will be recovered by the Utility, (2) required enhancements are approved by the CPUC and are constructed and placed in service, and (3) the Utility has determined that it can physically provide firm intrastate service for all volumes.
- 7. For its core subscription and/or firm intrastate transmission service, Customer may elect full requirements service only for that portion of such usage serving (1) its own core customers' requirements, on an aggregate basis, and/or (2) the requirements, on an individual basis, of those noncore customers designated by the Customer as requesting such service; as set forth in the Customer's Contract. The Customer must provide the Utility sufficient information to establish the usage requirements of its designated full requirements load.

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(TO BE INSERTED BY UTILITY) ADVICE LETTER NO. DECISION NO. 3H10

ISSUED BY Lee Schavrien Vice President

Regulatory Affairs

# LOS ANGELES, CALIFORNIA CANCELING

# Schedule No. GW-VRN WHOLESALE NATURAL GAS SERVICE

Sheet 3

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(Continued)

#### SPECIAL CONDITIONS

#### **GENERAL**

- 1. Definitions of the principal terms used in this schedule are contained in Rule No. 1.
- 2. As a condition precedent to service under this schedule, an executed Master Services Contract, Schedule A, Intrastate Transmission Service (Form Nos. 6597 and 6597-1) is required. All contracts, rates and conditions are subject to revision and modification as a result of Commission order.
- 3. In the event of curtailment, Customer will be curtailed in accordance with Rule No. 23. Penalties for violation of curtailment shall apply as set forth in Rule No. 23.
- 4. All terms and conditions of Rule No. 30 and Schedule No. G-IMB shall apply to the transportation of customer-owned gas under this schedule.

#### FIRM INTRASTATE TRANSMISSION

- 5. The contract term for firm intrastate transmission service shall be two years. In the event the Customer does not subsequently execute an agreement electing an additional term, service may continue to be provided on an interruptible basis under this schedule.
- 6. Utility shall offer firm intrastate transmission service only to customers whose volumes qualify as follows:
  - a. Firm Interstate Customers: Firm intrastate transmission shall be available for customers' volumes delivered through firm interstate capacity rights or where customers purchase or receive (1) gas delivered to Utility interconnection with an interstate pipeline on a firm basis, (2) intrastate California supplies delivered directly into the Utility's system, or (3) supplies which are delivered from the Utility's storage facilities, provided that the Utility has sufficient capacity to receive and redeliver all such volumes on a firm basis.
  - b. Interruptible Interstate, Existing Capacity: Firm intrastate transmission shall be available for volumes delivered by customers or customers of shippers to the Utility on an interruptible basis through interstate pipeline capacity in existence as of November 6, 1991 to the extent and so long as (1) the capacity of the interstate pipeline is not expanded so as to create a mismatch of interstate and intrastate capacity, and (2) the Utility has adequate intrastate system capacity to receive and redeliver all such volumes on a firm basis.

The Utility shall have no obligation to build new facilities to provide firm intrastate service for customers' volumes delivered to the Utility on an interruptible basis through interstate capacity in existence as of November 6, 1991.

> (Continued) ISSUED BY

(TO BE INSERTED BY CAL. PUC) Jun 20, 2003 DATE FILED Jul 30, 2003 **EFFECTIVE** 

RESOLUTION NO.

(TO BE INSERTED BY UTILITY) 3269 ADVICE LETTER NO. DECISION NO. 3H11

Lee Schavrien Vice President Regulatory Affairs

CAL. P.U.C. SHEET NO. CAL. P.U.C. SHEET NO. 36730-G 36705-G\* 32662-G\*

# Schedule No. GT-F FIRM INTRASTATE TRANSMISSION SERVICE

Sheet 3

(Continued)

# RATES (Continued)

Rates may be adjusted to reflect any applicable taxes, franchise or other fees, regulatory surcharges, and interstate or intrastate pipeline charges that may occur.

The number of therms to be billed shall be determined in accordance with Rule No. 2.

#### **SPECIAL CONDITIONS**

#### **GENERAL**

- 1. Definitions of the principal terms used in this schedule are contained in Rule No. 1.
- 2. Customers may receive service under this schedule (a) separately, or (b) in combination with another rate schedule(s). Where service is rendered under (b), a separate monthly customer charge will be applicable for service under each schedule with a customer charge unless otherwise stated.
- 3. As a condition precedent to service under this schedule, an executed Master Services Contract, Schedule A, Intrastate Transmission Service (Form Nos. 6597 and 6597-1) is required. All contracts, rates and conditions are subject to revision and modification as a result of Commission order.
- 4. The contract term for service under this schedule shall be two years. In the event the Customer does not subsequently execute an agreement electing an additional term, service may continue to be provided under Schedule No. GT-I.
- 5. In the event of curtailment, customers served hereunder will be curtailed in accordance with Rule No. 23. Penalties for violation of curtailment shall apply as set forth in Rule No. 23.
- 6. In the event customers make a material change, either in the amount or character of their gas appliances or equipment, written notice thereof must be made to the Utility in accordance with Rule No. 29, Change of Consumer's Apparatus or Equipment. Customers who do not meet historical usage criteria for noncore rate classification under this schedule may conditionally qualify for noncore rate status by submitting a written request to the Utility and providing therein certified evidence documenting the customer's load increases which will meet the minimum consumption requirement on a permanent basis. The customer's written request must further acknowledge that if usage following conditional reclassification is less than the required minimum, the customer shall be rebilled in accordance with the rate schedule otherwise applicable to its usage. The Utility reserves the right to accept or reject any such request.

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Regulatory Affairs

LOS ANGELES, CALIFORNIA CANCELING

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ISSUED BY
Lee Schavrien
Vice President
Regulatory Affairs

 $\begin{array}{c} \text{(TO BE INSERTED BY CAL. PUC)} \\ \text{DATE FILED} & Jun~20,~2003 \\ \text{EFFECTIVE} & Jul~30,~2003 \\ \text{RESOLUTION NO.} \end{array}$ 

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(TO BE INSERTED BY UTILITY) 3269 ADVICE LETTER NO. DECISION NO.

ISSUED BY Lee Schavrien Vice President

Regulatory Affairs

**GENERAL** 

Cal. P.U.C. Sheet No.

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#### LOS ANGELES, CALIFORNIA CANCELING

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(TO BE INSERTED BY UTILITY) 3269 ADVICE LETTER NO. DECISION NO.

ISSUED BY Lee Schavrien Vice President

Regulatory Affairs