

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

OkTex Pipeline Company, L.L.C.  
Docket No. RP24-249-000

Issued: January 4, 2024

On December 15, 2023, OkTex Pipeline Company, L.L.C. (OkTex) filed tariff records<sup>1</sup> to revise section 13, Curtailment and Interruption, of the General Terms and Conditions of its tariff, by removing references to the service request date as a consideration in evaluating interruptible curtailments. Pursuant to authority delegated to the Director, Division of Pipeline Regulation, under 18 C.F.R. § 375.307, the tariff records are accepted, effective January 15, 2024, as requested.

The filing was publicly noticed. No protests or adverse comments were filed. Pursuant to Rule 214 of the Commission's regulations (18 C.F.R. § 385.214), notices of intervention, timely-filed motions to intervene, and any unopposed motions to intervene out-of-time filed before the issuance date of this order are granted.

This action shall not be construed as a waiver of the requirements of section 7 of the Natural Gas Act, as amended; nor shall it be construed as constituting approval of the referenced filing or of any rate, charge, classification, or any rule, regulation, or practice affecting such rate or service contained in the applicant's tariff; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against the applicant.

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Issued by: Marsha K. Palazzi, Director, Division of Pipeline Regulation

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<sup>1</sup> OkTex Pipeline Company, L.L.C., OKTex - FERC Gas Tariff, [Tariff, Volume No. 1 \(5.0.0\)](#); [Part 8.13, Curtailment and Interruption \(1.0.0\)](#).

Document Content (s)

RP24-249-000.docx.....1



December 15, 2023

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

Re: OkTex Pipeline Company, L.L.C.  
Tariff Volume No. 1  
Revision to GT&C Section 13  
Docket No. RP24-249-000

Dear Ms. Bose:

Pursuant to section 4 of the Natural Gas Act and Part 154 of the Federal Energy Regulatory Commission's ("Commission") regulations, OkTex Pipeline Company, L.L.C. ("OkTex") submits for filing and acceptance the tariff records listed below for inclusion in its FERC Gas Tariff, Volume No. 1 ("Tariff"). The proposed tariff records are submitted to become effective January 15, 2024:

Tariff Title Sheet, Volume No. 1, v. 5.0.0  
Part 8.13, Curtailment and Interruption, v. 1.0.0

**Statement of Nature, Reasons, and Basis for the Proposed Changes**

In this filing OkTex proposes to update Tariff Section 13 to remove obsolete references to the service request date as a consideration in evaluating interruptible curtailments. With the proposed change, OkTex will only consider the rate in effect and will curtail IT services with the least rate ascending in sequence in the order of rates to the maximum rate. If necessary, for interruptible curtailments among shippers paying the same rate, OkTex will allocate such similarly situated shippers on a pro rata basis.<sup>1</sup> This approach is consistent with Commission policy and is just and reasonable.<sup>2</sup>

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<sup>1</sup> OkTex also proposes an administrative update to its Tariff Title Sheet.

<sup>2</sup> See, e.g., *Trailblazer Pipeline Co.*, 96 FERC ¶ 61,325, at 62,240 (2001) ("Since the implementation of Order No. 636, the Commission has required interruptible services to be allocated by price. This policy allows shippers who place the highest value on capacity to receive service.").

Ms. Kimberly D. Bose, Secretary  
December 15, 2023  
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### **Materials Enclosed**

In accordance with section 154.7 of the Commission's regulations, the following items are included in this filing:

1. an eTariff XML filing package containing the proposal in electronic format;
2. a transmittal letter in PDF format which incorporates the Statement of Nature, Reasons, and basis for the filing required by section 154.7(a)(6) of the Commission's regulations;
3. Appendix A – a clean version of the tariff records in PDF format for publishing in eLibrary; and
4. Appendix B – a marked version of the tariff records in PDF format for publishing in eLibrary.
- 5.

### **Proposed Effective Date**

Pursuant to section 154.7(a)(3) of the Commission's regulations, OkTex respectfully requests that the tariff records submitted herewith be approved effective January 15, 2024, which date is at least thirty (30) days after receipt of this filing by the Commission. In accordance with section 154.7(a)(9) of the Commission's regulations, OkTex hereby files a motion to place the proposed tariff records into effect at the end of any suspension period if one is so ordered by the Commission in this proceeding.

### **Waivers**

Pursuant to section 154.7(a)(7) of the Commission's regulations, OkTex has not identified any waivers of the Commission's regulations needed to permit its filing to become effective as proposed; however, OkTex respectfully requests that, should the Commission determine that any such waivers are required, the Commission grant such waivers as are necessary in order that the revised tariff records may be made effective as proposed. No waiver of OkTex's tariff has been requested herein.

### **Service and Correspondence**

In accordance with section 154.208 of the Commission's regulations, the undersigned certifies that a copy of this filing has been served electronically on OkTex's customers and affected state regulatory commissions. A paper copy of this filing may only be served if a customer has been granted waiver of electronic service pursuant to Part 390 of the Commission's regulations. In addition, a copy of this filing is available for public inspection during regular business hours at OkTex's office at 100 West Fifth Street, Tulsa, Oklahoma 74103.

It is requested that a copy of all communications, correspondence, and pleadings with respect to this filing be sent to:

Ms. Kimberly D. Bose, Secretary  
December 15, 2023  
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| Denise Adams<br>Director, Regulatory Affairs<br>ONEOK, Inc.<br>100 West 5th Street<br>Tulsa, Oklahoma 74103<br>(918) 732-1408<br>Email: regulatoryaffairs@oneok.com | David Keglovits<br>VP and Associate General Counsel,<br>Compliance and Regulatory<br>ONEOK, Inc.<br>100 West 5th Street<br>Tulsa, Oklahoma 74103<br>(918) 591-5020<br>Email: david.keglovits@oneok.com |
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Any questions regarding this filing may be directed to Denise Adams at (918) 732-1408.

Pursuant to section 385.2005 and section 385.2011(c)(5) 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 knowledge and belief of the undersigned.

Respectfully submitted,

/s/ Denise Adams  
Denise Adams  
Director, Regulatory Affairs  
ONEOK, Inc.  
100 West 5th Street  
Tulsa, Oklahoma 74103

Attachments

# Appendix A

## Clean Tariff Records

FERC GAS TARIFF

VOLUME NO. 1

of

OKTEX PIPELINE COMPANY, L.L.C.

Filed With The

FEDERAL ENERGY REGULATORY COMMISSION

Communications Concerning this Tariff  
Should be Addressed to:

Denise Adams  
Director, Regulatory Affairs  
E-mail: [regulatoryaffairs@oneok.com](mailto:regulatoryaffairs@oneok.com)  
Telephone: (918) 732-1408  
Facsimile: (918) 732-1363

Mailing Address:  
OkTex Pipeline Company, L.L.C.  
P.O. Box 871  
Tulsa, Oklahoma 74102-0871

Address for Courier Delivery:  
OkTex Pipeline Company, L.L.C.  
100 W. 5th Street  
Tulsa, Oklahoma 74103

Web Address: [www.oneok.com/okt](http://www.oneok.com/okt)

### 13. CURTAILMENT AND INTERRUPTION

13.1 Transporter shall have the right to curtail or discontinue shipments, since Transporter may obligate itself to transport, on an interruptible basis, more gas than there may be at times capacity to transport and redeliver through its pipeline, in whole or in part on all or a portion of its system from time to time and at any time, under the following conditions and in the following manner:

13.2 Operating or Remedial Curtailment or Interruption may be ordered by Transporter at anytime if in Transporter's reasonable judgment capacity or operating conditions so require or it is desirable or necessary to make modifications, repairs or operating changes, the conduct of which will occasion interruption, upon such notice as is reasonable under the circumstances and in the following order, to the extent practicable:

(a) Interruptible transportation service shall be curtailed first, commencing with interruptible service that, at the time notice was given, was at the least rate being charged by Transporter then in effect under Rate Schedule ITS, and then in sequence ascending in the order of rates to the then maximum rate.

(b) If in the sequence of interruptible service curtailments a capacity allocation becomes necessary among Shippers paying the same rates, Transporter shall allocate on a pro rata basis such available capacity to such similarly situated Shippers.

(c) Any interruptible Shipper not paying the maximum rate may be interrupted unless the interruptible Shipper is willing to pay a rate that will match or exceed a competing offer to pay the highest rate then being offered up to the maximum rate for interruptible transportation service. If any interruptible Shipper is notified by Transporter of potential interruption due to another interruptible Shipper's willingness to pay a higher interruptible transportation rate than the discounted interruptible rate determined between Transporter and the Shipper to which the notice is given, the latter may within five (5) days of such notice elect in writing to pay a higher rate which matches or exceeds the competing offer and thereby retain its priority. If the Shipper does not exercise its right to match or exceed a competing offer within the specified five (5) day period, the Shipper may lose its priority, and it may not thereafter offer to pay the higher rate and reclaim its place in the priority queue.

(d) Firm service shall be the last in order of curtailment or interruption. If firm service interruptions or curtailments become necessary among firm Shippers, capacity will be allocated on a pro rata basis to such similarly situated Shippers.



# Appendix B

## Marked Tariff Records

FERC GAS TARIFF

VOLUME NO. 1

of

OKTEX PIPELINE COMPANY, L.L.C.

Filed With The

FEDERAL ENERGY REGULATORY COMMISSION

Communications Concerning this Tariff  
Should be Addressed to:

~~Aaron Wright~~Denise Adams  
~~Director, Regulatory Affairs~~Regulatory Analyst, Rates & Regulatory Affairs  
E-mail: regulatoryaffairs@oneok.com~~aaron.wright@oneok.com~~  
Telephone: (918) 732-~~1408~~1418  
Facsimile: (918) 732-1363

Mailing Address:  
OkTex Pipeline Company, L.L.C.  
P.O. Box 871  
Tulsa, Oklahoma 74102-0871

Address for Courier Delivery:  
OkTex Pipeline Company, L.L.C.  
100 W. 5th Street  
Tulsa, Oklahoma 74103

Web Address: [www.oneok.com/okt](http://www.oneok.com/okt)

### 13. CURTAILMENT AND INTERRUPTION

13.1 Transporter shall have the right to curtail or discontinue shipments, since Transporter may obligate itself to transport, on an interruptible basis, more gas than there may be at times capacity to transport and redeliver through its pipeline, in whole or in part on all or a portion of its system from time to time and at any time, under the following conditions and in the following manner:

13.2 Operating or Remedial Curtailment or Interruption may be ordered by Transporter at anytime if in Transporter's reasonable judgment capacity or operating conditions so require or it is desirable or necessary to make modifications, repairs or operating changes, the conduct of which will occasion interruption, upon such notice as is reasonable under the circumstances and in the following order, to the extent practicable:

(a) Interruptible transportation service shall be curtailed first, commencing with interruptible service that, at the time notice was given, was at the least rate being charged by Transporter then in effect under Rate Schedule ITS, and then in sequence ascending in the order of rates to the then maximum rate. ~~For service being rendered at the same rate, consideration shall be given to the date service was requested and the request most proximate to the date notice is given by Transporter of the particular curtailment or interruption shall be the first interrupted; next in order shall be service being charged the maximum rate in sequence starting with the service which was requested most proximate to the date notice is given by Transporter.~~

(b) If, in the sequence of interruptible service curtailments, a capacity allocation becomes necessary among Shippers paying the same rates ~~and having the same date of service request~~, Transporter shall allocate on a pro rata basis such available capacity to such similarly situated Shippers.

(c) Any interruptible Shipper not paying the maximum rate may be interrupted unless the interruptible Shipper is willing to pay a rate that will match or exceed a competing offer to pay the highest rate then being offered up to the maximum rate for interruptible transportation service. If any interruptible Shipper is notified by Transporter of potential interruption due to another interruptible Shipper's willingness to pay a higher interruptible transportation rate than the discounted interruptible rate determined between Transporter and the Shipper to which the notice is given, the latter may within five (5) days of such notice elect in writing to pay a higher rate which matches or exceeds the competing offer and thereby retain its priority. If the Shipper does not exercise its right to match or exceed a competing offer within the specified five (5) day period, the Shipper may lose its priority, and it may not thereafter offer to pay the higher rate and reclaim its place in the priority queue.

(d) Firm service shall be the last in order of curtailment or interruption. If firm service interruptions or curtailments become necessary among firm Shippers, capacity will be allocated on a pro rata basis to such similarly situated Shippers.