

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Constitution)
 Gas Transport Co., Inc. for Approval of a Base)
 Volume Gas Transportation Service Agreement) Case No. 07-994-GA-AEC
 and a Natural Gas Sales Agreement with Kraton)
 Polymers LLC.)

ENTRY

The Commission finds:

- (1) Section 4905.31, Revised Code, authorizes reasonable arrangements between a gas utility and its customers, conditioned upon approval by the Public Utilities Commission of Ohio.
- (2) On September 10, 2007, Constitution Gas Transport Co., Inc. (Constitution or Company) submitted an application requesting approval of a Base Volume Gas Transportation Agreement (transportation agreement) and a Gas Sales Agreement (sales agreement) with Kraton Polymers LLC (Kraton). The transportation agreement provides that Kraton will secure and deliver a supply of natural gas to Constitution's point of interconnection with Columbia Gas Transmission Corporation (TCO) and such other points as Kraton and Constitution agree to, which gas then will be redelivered by Constitution to Kraton's facilities. Under the terms of the agreement, Constitution would charge Kraton a volumetric transportation rate on the redelivered volumes.

The sales agreement would represent the difference between monthly metered volumes at Kraton's facilities and volumes redelivered under the transportation agreement trued up for system unaccounted-for-gas. Constitution's sales rate is an index plus price.

- (3) The terms of these agreements are for two years with an annual evergreen provision if not cancelled in writing 60 days prior to the expiration of the term.
- (4) Due to the competitively sensitive information, Constitution has filed a motion for a protective order for rates and volumes. The confidential information has been filed under seal.

"I, _____, do certify that the foregoing is a true and accurate and complete reproduction of a document delivered in the regular course of business.
 Technician Ann Date Processed 10/31/07

The Commission understands that negotiated price and quantity terms can be sensitive information in a competitive environment. In accordance with Rule 4901-1-24, Ohio Administrative Code, a protective order prohibiting disclosure of the confidential information provided under seal is granted. This protective order will automatically expire 18 months after the date of this Entry. Any party wishing to extend this confidential treatment should file an appropriate motion at least 45 days in advance of the expiration date.

- (5) Our approval of these contracts does not constitute state action for the purposes of the antitrust laws. It is not our intent to insulate the applicant or any party to a contract approved by this Entry from the provisions of any state or federal laws which prohibit the restraint of trade.

It is, therefore,

ORDERED, That the arrangement submitted by Constitution Gas Transport Co., Inc. on September 10, 2007 is approved. It is, further,

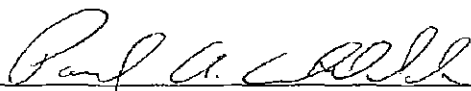
ORDERED, That, for 18 months from the date of this Entry, the Docketing Division of the Commission should maintain, under seal, the confidential information filed with the contracts approved above. It is, further,

ORDERED, That the Commission's approval of this contract does not constitute state action for the purpose of the antitrust laws. It is further,

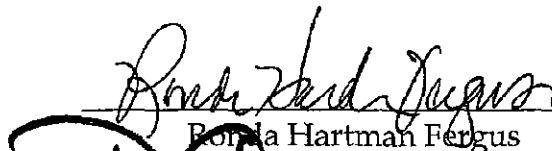
ORDERED, That a copy of this Entry be served on each of the parties to the arrangements.

THE PUBLIC UTILITIES COMMISSION OF OHIO

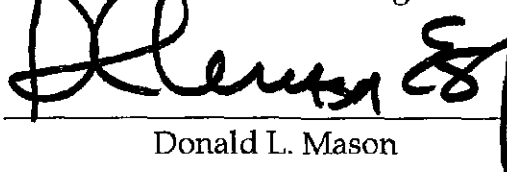
Alan R. Schriber, Chairman



Paul A. Centolella



Ronda Hartman Fergus



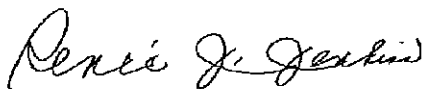
Donald L. Mason

Valerie A. Lemmie

RS:sm

Entered in the Journal

OCT 31 2007



Renee J. Jenkins
Secretary