

**FILE**

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**BEFORE**  
**THE PUBLIC UTILITIES COMMISSION OF OHIO**

2010 AUG 10 PM 12: 01

**APPLICATION NOT FOR AN INCREASE IN RATES, PURSUANT TO SECTION 4909.18, REVISED CODE**

**PUCO**

<b>IN THE MATTER OF THE</b>	)	
<b>APPLICATION OF NORTHEAST</b>	)	
<b>OHIO NATURAL GAS</b>	)	CASE NO. 10-1117-GA-ATA
<b>CORPORATION TO AMEND ITS</b>	)	
<b>TARIFF TO COMPLY WITH</b>	)	
<b>MINIMUM GAS SERVICE</b>	)	
<b>STANDARDS</b>	)	

**1. APPLICANT RESPECTFULLY PROPOSES:**

- |  |  |
|--|--|
| <input type="checkbox"/> New Service                                       | <input type="checkbox"/> Change in Rule/Regulation   |
| <input type="checkbox"/> New Classification                                | <input type="checkbox"/> Reduction in Rates  |
| <input type="checkbox"/> Change in Classification                          | <input type="checkbox"/> Correction of Error   |
| <input checked="" type="checkbox"/> Other, not involving increase in rates | <input type="checkbox"/> Various related and unrelated textual revisions, without change in intent |

**2. DESCRIPTION OF PROPOSAL**

This Application is made to amend Section V , Rules and Regulations Governing the Distribution and Transportation of Gas, by adding to the paragraph requiring a written Application for Transportation Service a new requirement that the Applicant for transportation service submit a verified undertaking by Applicant's marketer or other supplier of natural gas to provide ten days' advance notification to Northeast Ohio Natural Gas Corporation before terminating delivery of natural gas to it for redelivery to Applicant.

**3. TARIFF AFFECTED: Section V, Third Revised Sheet No. 23; Original Sheet No. 23-A.**

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.   
 Date Processor: 2-10-2010  
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4. ATTACHED HERETO AND MADE A PART HEREOF ARE: (Check applicable Exhibits)

- Exhibit A – existing schedule sheet (to be superseded) if applicable: Section V, Second Revised Sheet No. 23.
- Exhibit B – proposed schedule sheet: Section 5, Third Revised Sheet No. 23; Original Sheet No. 23-A.
- Exhibit B-1-redline tariff sheet showing proposed schedule relative to current schedule.
- Exhibit C-1.

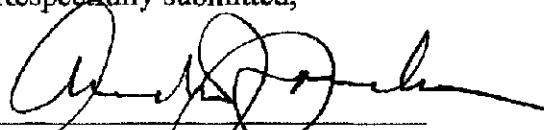
- (a) if new service is proposed, describe;
- (b) if new equipment is involved, describe (preferably with a picture, brochure, etc.) and where appropriate, a statement distinguishing proposed service from existing services;
- (c) if proposed service results from customer requests, so state giving if available, the number and type of customers requesting proposed service;
- (d) if a change in classification, rule or regulation is proposed, a statement explaining reason for change;
- (e) statement explaining reason for any proposal not covered in the attached exhibits.

See attached Statement.

5. This Application will not result in an increase in any rate, joint rate, toll, classification, charge or rental.

**WHEREFORE**, Northeast Ohio Natural Gas Corporation respectfully requests that the Commission permit the filing of the proposed tariff sheets, to become effective as permitted by Commission Order subsequent to filing. Such schedule sheet will be filed with the Commission; and shall be in the form of the schedule sheet in Exhibit B as modified by any further revisions directed by the Commission.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Andrew J. Sonderman", written over a horizontal line.

Andrew J. Sonderman,  
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[asonderman@weltman.com](mailto:asonderman@weltman.com)  
Counsel for Northeast Ohio Natural Gas  
Corporation

# **Exhibit A**

**RULES, REGULATIONS AND RATES GOVERNING  
THE DISTRIBUTION AND TRANSPORTATION OF GAS**

standby service election; (10) cash out versus banking election and (11) banking percentage.

The benefits and obligations of the Application for Transportation Service shall begin when Company commences to supply gas service. It shall inure to and be binding upon the successors survivors and executors or administrators, as the case may be and assigns, original parties thereto, respectively, for the full term thereof. However, no service may be assigned or transferred without the written consent of or approval of the Company which shall not unreasonably be withheld.

**43. DELIVERIES OF CUSTOMER-OWNED GAS.** Subject to the limitations of Company's pipeline capacity in its system and its service obligations to other higher priority customers, Company will accept deliveries of Customer's gas at the point(s) of receipt for redelivery to Customer's facilities, in Mcfs, less unaccounted-for gas. Such gas volumes delivered to Company and redelivered to Customer shall be limited to maximum daily and annual transportation volumes for each facility. These volume levels shall represent the actual expected requirements of Customer's facilities and may be exceeded only with the prior consent of Company, which shall not be unreasonably withheld.

The volumes of Customer-owned gas transported by Company, including banked volumes, to Customer at its facilities during each monthly billing cycle will be considered the first gas through the meter.

**44. MEASUREMENT.**

- (A) **Heat Content Adjustment.** Unless otherwise agreed, when Company receives Customer's gas from an interstate pipeline on a dekatherm basis, Company will make a heat content adjustment in accordance with the procedures set forth below in order to deliver to Customer volumes of gas, in Mcfs, equal in heat content to the gas delivered to Company for the account of Customer. The monthly heating value of gas measured and calculated by the pipeline which delivers Customer's gas to Company will be used each billing month to establish the heating value of the gas delivered by the Company to the Customer. If however, locally produced gas or gas from pipelines other than the delivering pipeline is introduced

Filed under Authority of Case No. 97-1724-GA-AIR of the Public Utilities Commission of Ohio filed in pursuant to PUCO Entry dated March 4, 1999, Case No. 97-1724-GA-AIR

ISSUED: March 5, 1999      EFFECTIVE: For Bills Rendered on or after March 8, 1999

Issued by  
Northeast Ohio Natural Gas Corp.  
Lawrence P. Haren, President

# **Exhibit B**

RULES REGULATIONS AND RATES GOVERNING THE DISTRIBUTION AND  
TRANSPORTATION OF GAS

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standby service election; (10) cash out versus banking election and (11) banking percentage.

Applicant shall attach to the Application for Transportation Service a verified undertaking by Applicant's marketer or other source of natural gas to be delivered to Company for redelivery to Applicant, by which the marketer or other source of natural gas to be delivered by Applicant commits to provide telephonic, electronic mail or facsimile notice to Company ten (10) calendar days before the date said marketer interrupts or terminates delivery of natural gas to Company for redelivery to Applicant for any reason whatsoever except a condition of force majeure, explicitly including but not limited to default by Applicant under its agreement or agreements with said marketer. Failure of Applicant to submit such verified undertaking shall be grounds for denial of the Application. Failure of Applicant's marketer or other source of gas to provide the notice of interruption or termination of deliveries to Applicant as required herein shall be a default by Applicant under the Transportation Agreement and Company shall be entitled to terminate Transportation Service.

The Benefits and obligations of the Application for Transportation Service shall begin when Company commences to supply gas service. It shall inure to and be binding upon the successors survivors and executors or administrators, as the case may be and assigns, original parties thereto, respectively, for the full term thereof. However, no service may be assigned or transferred without the written consent of or approval of the Company which shall not unreasonably be withheld.

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Filed pursuant to Case No. 10-\_\_GA-ATA

ISSUED: August \_\_, 2010

EFFECTIVE: For bills Rendered on or after August  
\_\_, 2010

Issued By  
Northeast Ohio Natural Gas Corp.  
Thomas J. Smith, President

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**RULES REGULATIONS AND RATES GOVERNING THE DISTRIBUTION AND  
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# **Exhibit B-1**

RULES REGULATIONS AND RATES GOVERNING THE DISTRIBUTION AND TRANSPORTATION OF GAS

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Deleted: 97-1724-GA-AIR
Deleted: March 5, 1999
Deleted: March 6, 1999

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ISSUED: August , 2010

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Thomas J. Smith, President

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# **Exhibit C-1**

Exhibit C-1(e) Statement explaining reason for any proposal not covered in the attached exhibits

Northeast Ohio Natural Gas Corporation has experienced significant difficulties attributable to the interruption or termination without advance notice of deliveries by the marketers or other suppliers of natural gas to Customers who have contracted for Transportation Service under its transportation services tariffs. These difficulties in managing system gas supply can be mitigated if, as part of the application process for Transportation Service, the Customer is required to obtain the verified undertaking of the marketer or other supplier of natural gas to be redelivered by Northeast Ohio Natural Gas Corporation to Customer to notify Northeast Ohio at least ten calendar days in advance of the anticipated interruption or termination of natural gas supply to Customer.