

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Generation Pipeline LLC for Authority to) Case No. 15-1104-GA-ACE
Operate as an Ohio Natural Gas Company.)

ENTRY

The attorney examiner finds:

- (1) On June 15, 2015, Generation Pipeline LLC (Generation Pipeline or Company) filed an application, pursuant to R.C. 4905.02, 4905.03(E), and 4905.63, for authority to operate as an intrastate natural gas company in the state of Ohio and for approval of a proposed tariff. Generation Pipeline also requests that the Commission consider the application on an expedited basis in order to enable the Company to support the development of the Oregon Clean Energy Center (OCEC), which is an approximately 800 megawatt combined cycle natural gas power plant currently under construction in Oregon, Ohio. In the application, Generation Pipeline states that it is an Ohio limited liability company that is registered to do business in Ohio and is a direct and wholly-owned subsidiary of North Coast Gas Transmission LLC (North Coast), which is an intrastate pipeline company subject to the Commission's jurisdiction. Generation Pipeline further states that North Coast is currently developing the Oregon Lateral Pipeline in order to provide natural gas service to OCEC, which is owned by Oregon Clean Energy LLC, with such service to be provided pursuant to a special contractual arrangement under R.C. 4905.31 that will be filed with the Commission. According to Generation Pipeline, the Company was recently formed by North Coast to operate and take ownership of the Oregon Lateral Pipeline for the purpose of transporting and supplying natural gas to OCEC.
- (2) In support of the application, Generation Pipeline states that it seeks authority to operate as an intrastate natural gas company, because it will be engaged in the business of supplying natural gas for power and heating purposes to consumers within this state by virtue of its direct service to OCEC. Generation Pipeline further states that, although the

Oregon Lateral Pipeline is being constructed primarily to serve OCEC, the Company may also elect to serve additional direct connect mercantile customers along the pipeline's route over time. Generation Pipeline notes that it has provided, along with the application, proof of the Company's registration with the Ohio Secretary of State, a summary of the Company's technical and managerial background, and consolidated financial information pertaining to North Coast and its parent company, Somerset Gas Transmission Company, LLC. Regarding its proposed tariff, Generation Pipeline explains that it has not included a gas cost recovery (GCR) section in the tariff, given that the Company intends to serve a relatively small number of customers and has no historical basis for determining the cost of gas. Accordingly, Generation Pipeline requests that the Commission exempt the Company from the GCR provisions of Ohio Adm.Code Chapter 4901:1-14. As an alternative to the GCR mechanism, Generation Pipeline proposes to negotiate the rates charged on an individual basis with each customer or prospective customer, with such rates to be included in a special contractual arrangement filed with the Commission for approval under R.C. 4905.31. Specifically, the proposed tariff reflects that the commodity portion of natural gas service would be supplied to Generation Pipeline's customers by competitive retail natural gas suppliers at a monthly variable commodity rate, with all other rates and charges negotiated as part of the special contractual arrangement.

- (3) As an initial matter, the attorney examiner finds that, although Generation Pipeline's application was filed in a docket with the purpose code "ATA," the case is more appropriately classified with the purpose code "ACE." Therefore, the attorney examiner directs that this case should be designated as Case No. 15-1104-GA-ACE.
- (4) In order to assist the Commission in its review of Generation Pipeline's application, the attorney examiner finds that interested stakeholders should have the opportunity to offer comments, in light of the issues raised by the application, such as whether the Company should be considered a natural gas company under R.C. 4905.03(E). Accordingly, the following procedural schedule should be established:

- (a) August 21, 2015 – Deadline for the filing of motions to intervene.
- (b) August 28, 2015 – Deadline for the filing of initial comments by intervenors.
- (c) September 11, 2015 – Deadline for the filing of reply comments.

It is, therefore,

ORDERED, That the Commission's docketing division change the purpose code of this case to "ACE." It is, further,

ORDERED, That the procedural schedule set forth in finding (4) be adopted. It is, further,

ORDERED, That a copy of this Entry be served upon all parties and other interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Sarah Parrot

By: Sarah J. Parrot
Attorney Examiner

JRJ/sc

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in

Case No(s). 15-1104-GA-ATA

Summary: Attorney Examiner Entry directing the Commission's docketing division to change the purpose code of this case to ACE and setting forth the procedural schedule indicated in Finding (4). - electronically filed by Sandra Coffey on behalf of Sarah Parrot, Attorney Examiner, Public Utilities Commission of Ohio