

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Formal Complaint)
Against Questar Gas Company Regarding) DOCKET NO. 14-057-19
Nomination Procedures and Practices for) ORDER DISMISSING COMPLAINT
Transportation Service Customers)

ISSUED: October 17, 2014

BACKGROUND AND PROCEDURAL HISTORY

On June 24, 2014, Summit Energy, LLC (“Summit”) filed with the Public Service Commission of Utah (“Commission”) in Docket No. 13-057-05 an objection to a unilateral change in procedure and emergency motion for stay (“Objection”). The Objection is directed at Questar Gas Company (“QGC”) and concerns notification sent to certain QGC Transportation Service (“TS”) Tariff customers via email on May 12, 2014, regarding nomination procedures on the Questar Pipeline (“QP”) and QGC systems (“Notice”).

Utah Association of Energy Users (“UAE”) Intervention Group and US Magnesium, LLC filed a joinder in the Objection on June 24, 2014. CIMA Energy Ltd filed a joinder to the Objection on June 26, 2014, and Seminole Energy Services, L.L.C. filed a joinder to the Objection on June 30, 2014. On June 26, 2014, QGC filed a memorandum in opposition to motion for stay and on June 27, 2014, QGC filed a corrected memorandum in opposition to motion for stay.

Pursuant to the Commission’s June 24, 2014, notice of scheduling conference, the Commission held a scheduling conference in this docket on June 30, 2014, and issued a Scheduling Order and Notices of Technical Conference and Hearing on July 1, 2014 (“Scheduling Order”). Pursuant to the Scheduling Order, UAE, ATK Propulsion Systems,

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American Pacific Corporation, Hexcel Corporation, Intermountain Healthcare, May Foundry & Machine Company, US Magnesium, LLC, CIMA ENERGY LTD, Summit Energy, LLC, Seminole Energy Services, L.L.C., and Utility Cost Management Consultants (“Complainants”) filed a complaint, request for declaratory and injunctive relief, and request for agency action (“Complaint”).

On July 30, 2014, a technical conference was held to allow QGC to present on the nomination procedures and practices on the QP and QGC systems and to allow parties and the Commission an opportunity for questions and answers.

On August 7, 2014, the Complainants filed direct testimony. On August 8, 2014, the Commission issued its first order modifying the Scheduling Order to allow QGC to provide an answer to the Complaint the same day as the direct testimony was due in this docket. On August 28, 2014, the Division of Public Utilities (“Division”), the Office of Consumer Services (“Office”), and QGC filed direct testimony. QGC also filed its answer to the Complaint and a motion to dismiss and for summary judgment and supportive memorandum on August 28, 2014. On September 10, 2014, the Complainants, QGC, the Division, and the Office filed rebuttal testimony.

On September 17, 2014, the Commission granted QGC’s September 16, 2014, Second Motion to Amend the Scheduling Order to allow parties in this docket additional time to complete settlement discussions and to draft and execute a settlement stipulation.

On October 15, 2014, QGC filed a joint motion for dismissal of the Complaint (“Joint Motion”). The Joint Motion represents the Complainants and QGC (“Parties”) stipulate

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and agree that all claims asserted and the Complaint filed in this docket have been settled and should be dismissed in accordance with the terms of the Joint Motion.

The Joint Motion states the dismissal should be effective on the day that the entity level confirmation procedures take effect as a result of the Questar Pipeline notice described in the Joint Motion. The Parties move for dismissal of the Complaint with prejudice effective as of November 1, 2014, and conditioned as described in the Joint Motion. The Parties state they are authorized to represent that the Division, the Office, and Shell Energy North America (US), L.P. do not oppose the dismissal of this matter.

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ORDER

Based on the Joint Motion, and for other good cause appearing, the Complainants' Complaint is dismissed, the schedule is vacated, and the hearing scheduled for October 28, 2014, 2014, at 9:00 a.m. is cancelled.

DATED at Salt Lake City, Utah this 17th day of October, 2014.

/X/ Jordan A. White
Presiding Officer

Approved and Confirmed this 17th day of October, 2014, as the Order of the Public Service Commission of Utah.

/s/ Ron Allen, Chairman

/s/ David R. Clark, Commissioner

/s/ Thad LeVar, Commissioner

Attest:

/s/ Gary L. Widerburg
Commission Secretary
DW#261499

Notice of Opportunity for Agency Review or Rehearing

Pursuant to Utah Code Ann. §§ 63G-4-301 and 54-7-15, a party may seek agency review or rehearing of this order by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code Ann. §§ 63G-4-401, 63G-4-403, and the Utah Rules of Appellate Procedure.

CERTIFICATE OF SERVICE

I CERTIFY that on the 17th day of October, 2014, a true and correct copy of the foregoing was delivered upon the following as indicated below:

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