



# Florida Gas Transmission Company

An Energy Transfer/Kinder Morgan Affiliate

December 14, 2022

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

RE: Florida Gas Transmission Company, LLC  
Docket No. RP23-\_\_\_\_\_  
Update Non-Conforming List

Dear Ms. Bose:

In compliance with Section 154.1(d) and 154.112(b) of the Federal Energy Regulatory Commission (“Commission”), Florida Gas Transmission Company, LLC (“FGT”) herewith electronically submits for filing with the Commission the following tariff record to its FERC NGA Gas Tariff, Fifth Revised Volume No. 1 (“Tariff”) proposed to become effective on January 1, 2023:

<u>Version</u>	<u>Description</u>	<u>Title</u>
18.0.0	GT&C Section 30.	Non-Conforming Agreements

## STATEMENT OF NATURE, REASONS AND BASIS

FGT submits herein an updated list of non-conforming agreements to reflect a new Rate Schedule FTS-WD and FTS-WD-2 service agreements with Brotman Generating, LLC, Contract Nos. 129293 and 129294, that commence on January 1, 2023.

FGT is making a concurrent filing to add the new non-conforming service agreements as tariff records in its Original Volume No. 1-A.

## IMPLEMENTATION AND WAIVER REQUEST

Pursuant to Section 154.7(a)(9) of the Commission’s Regulations, FGT requests that the tariff record included herein be accepted effective January 1, 2023, the commencement date of the non-conforming service agreements. FGT respectfully requests that the Commission grant waiver of Section 154.207 of the Commission’s Regulations and any other waivers of its Regulations that it deems necessary to allow the proposed tariff record in this filing to become effective on January 1, 2023.

## CONTENTS OF THE FILING

This filing is made in electronic format in compliance with Section 154.4 of the Commission’s Regulations. In addition to the proposed tariff record in RTF format with metadata attached, the XML filing package contains:

- A transmittal letter including a Statement of Nature, Reasons and Basis in PDF format.
- A clean copy of the proposed tariff record in PDF format for publishing in eLibrary.
- A marked version of the proposed tariff changes in PDF format.
- A copy of the complete filing in PDF format for publishing in eLibrary.

## COMMUNICATIONS, PLEADINGS AND ORDERS

FGT requests that all Commission orders and correspondence as well as pleadings and correspondence from other parties concerning this filing be served on each of the following:

**Michael T. Langston**<sup>1</sup>  
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Chief Regulatory Officer  
Florida Gas Transmission Company, LLC  
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Houston, TX 77002  
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(713) 989-1205 (Fax)  
[michael.langston@energytransfer.com](mailto:michael.langston@energytransfer.com)

**Kevin Erwin**<sup>1</sup>  
General Counsel  
Florida Gas Transmission Company, LLC  
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Houston, TX 77002  
(713) 989-2745  
(713) 989-1189 (Fax)  
[kevin.erwin@energytransfer.com](mailto:kevin.erwin@energytransfer.com)

**Lawrence J. Biediger**<sup>1 2</sup>  
Sr. Director, Rates and Regulatory Affairs  
Enable Gas Transmission, LLC  
1300 Main Street  
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(713) 989-7670  
(713) 989-1205 (Fax)  
[larry.biediger@energytransfer.com](mailto:larry.biediger@energytransfer.com)

In accordance with Section 154.2(d) of the Commission's Regulations, a copy of this filing is available for public inspection during regular business hours at FGT's office at 1300 Main Street, Houston, Texas 77002. In addition, copies of this filing are being served electronically on jurisdictional customers and interested state regulatory agencies. FGT has posted this filing on its Internet website accessible via <https://fgtmessenger.energytransfer.com> under Informational Postings, Regulatory.

Pursuant to Section 385.2011(c)(5) of the Commission's Regulations, the undersigned has read this filing and knows its contents; the contents are true as stated, to the best of his knowledge and belief; and the undersigned possesses full power and authority to sign such filing.

Respectfully submitted,

FLORIDA GAS TRANSMISSION COMPANY, LLC

*/s/ Lawrence J. Biediger*

Lawrence J. Biediger  
Sr. Director, Rates and Regulatory Affairs

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<sup>1</sup> Designated to receive service pursuant to Rule 2010 of the Commission's Rules of Practice and Procedure. FGT respectfully requests that the Commission waive Rule 203(b)(3), 18 C.F.R. § 385.203(b)(3), in order to allow FGT to include additional representatives on the official service list.

<sup>2</sup> Designated as responsible Company official under Section 154.7(a)(2) of the Commission's Regulations.

## GENERAL TERMS AND CONDITIONS

### 30. NON-CONFORMING AGREEMENTS

#### A. Non-Conforming Agreements

1. Historic Rate Schedule FTS-2 Service Agreements
  - a. Florida Power & Light Company Firm Transportation Service Agreement dated August 3, 1999 (subsequently consolidated with Florida Power & Light FTS-2 contract dated December 12, 1991), Contract No. 3623
  - b. JEA Firm Transportation Service Agreement dated October 20, 1999, Contract No. 6034
  - c. Peoples Gas System Firm Transportation Service Agreement dated October 13, 1999, Contract No. 6035
  - d. City of Tallahassee Firm Transportation Service Agreement dated September 22, 1999, Contract No. 6036
  - e. Tampa Electric Company Firm Transportation Service Agreement dated June 12, 2000, Contract No. 6088
2. Rate Schedule FTS-1
  - a. Florida Power & Light Company Firm Transportation Service Agreement dated November 1, 1989, Contract No. 3247

#### B. Non-Conforming Agreements with Negotiated Rates

1. Rate Schedule FTS-3
  - a. Duke Energy Florida, LLC (formerly Florida Power Corporation d/b/a Progress Energy Florida, Inc.) Firm Transportation Service Agreement dated December 9, 2009, Contract No. 111144
  - b. Florida Power & Light Company Firm Transportation Service Agreement dated December 9, 2009, Contract No. 111145
  - c. Seminole Electric Cooperative, Inc. Firm Transportation Service Agreement dated June 1, 2018, Contract No. 122314

- d. Seminole Electric Cooperative, Inc. Firm Transportation Service Agreement dated June 1, 2018, Contract No. 122315
  - e. Seminole Electric Cooperative, Inc. Firm Transportation Service Agreement dated June 1, 2018, Contract No. 122316
  - f. Florida Public Utilities Company, Firm Transportation Service Agreement dated April 7, 2017, Contract No. 120703
  - g. Seminole Electric Cooperative, Inc. Firm Transportation Service Agreement dated January 27, 2021, effective April 1, 2022, Contract No. 127953
  - h. Gainesville Regional Utilities, Firm Transportation Service Agreement dated June 27, 2022, effective July 1, 2022, Contract #128228
2. Rate Schedule FTS-WD-2
- a. Shell Energy North America (US), L.P. Firm Transportation Service Agreement dated May 18, 2018, Contract No. 122907
  - b. JERA Energy America LLC, Firm Transportation Service Agreement dated May 29, 2018, Contract No. 123157.
  - c. Entergy Louisiana, LLC, Firm Transportation Service Agreement – Western Division dated August 21, 2019, Contract No. 125351
  - d. Topaz Generating, LLC, Firm Transportation Service Agreement dated January 27, 2021, Contract No. 126272
  - e. Brotman Generating, LLC, Firm Transportation Service Agreement dated November 22, 2022, Contract No. 129294
3. Rate Schedule FTS-WD
- a. PowerSouth Energy Cooperative, Firm Transportation Service Agreement dated November 16, 2018, Contract No. 123086.
  - b. Ascend Performance Materials Inc., Firm Transportation Service Agreement dated November 27, 2018, Contract No. 123145.
  - c. Topaz Generating, LLC, Firm Transportation Service Agreement dated January 27, 2021, Contract No. 126271
  - d. Brotman Generating, LLC, Firm Transportation Service Agreement dated November 22, 2022, Contract No. 129293

4. Rate Schedule FTS-1
  - a. Orlando Utilities Commission, Firm Transportation Service Agreement dated October 28, 2022, Contract No. 128458

MARKED VERSION

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