

Implementing FERC's eTariff

**The Sixteenth Annual FERC Briefing
Bruder, Gentile & Marcoux, L.L.P.**

**Regulatory Policy Drivers and the Keys to Compliance
May 6, 2010**

Nicole S. Allen, Associate

Bruder, Gentile & Marcoux, L.L.P.

1701 Pennsylvania Avenue, NW, Suite 900, Washington, DC 20006-5807
202-296-1500 (tel) nsallen@brudergentile.com 202-296-0627 (fax)

INTRODUCTION



ORDER NO. 714

Electronic Tariff Filings, 124 FERC ¶ 61,270 (2008)

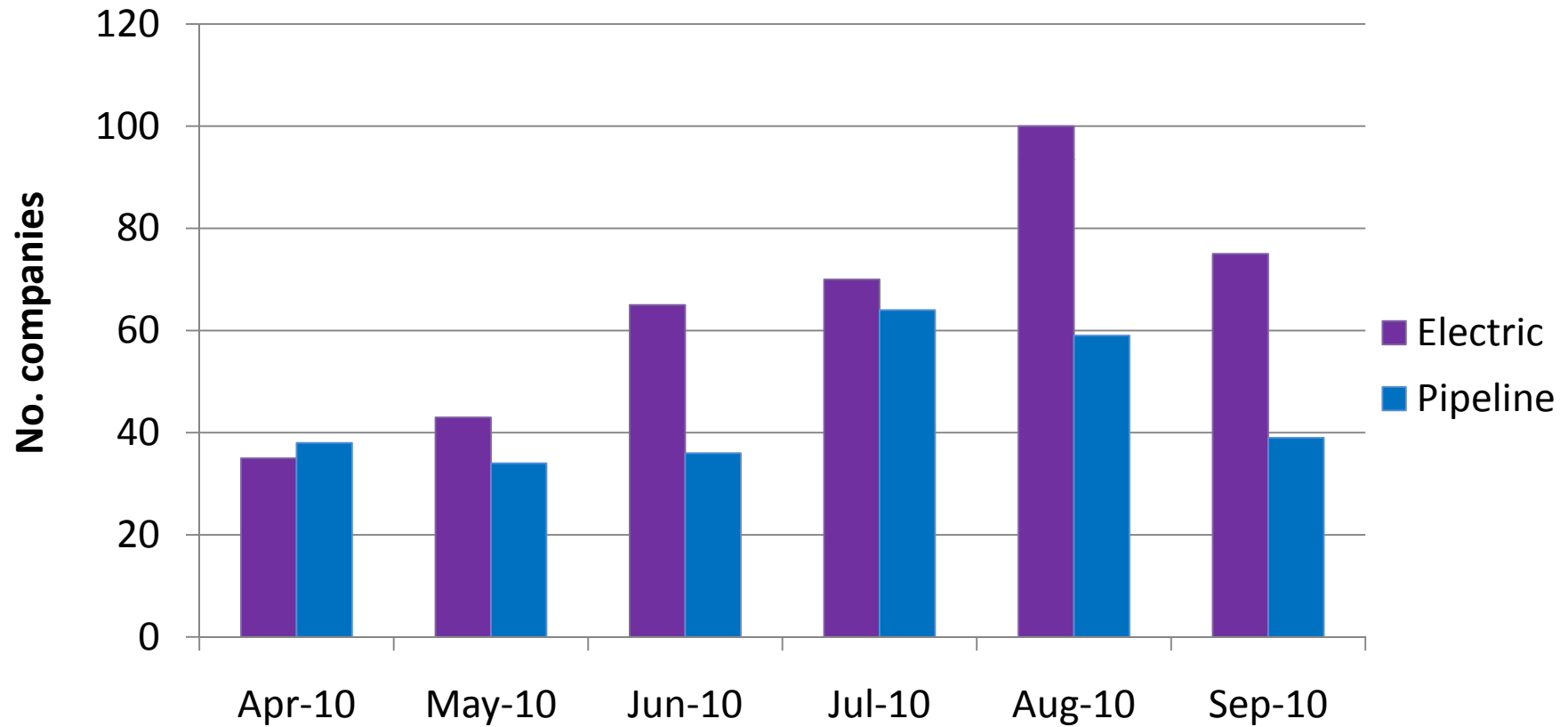
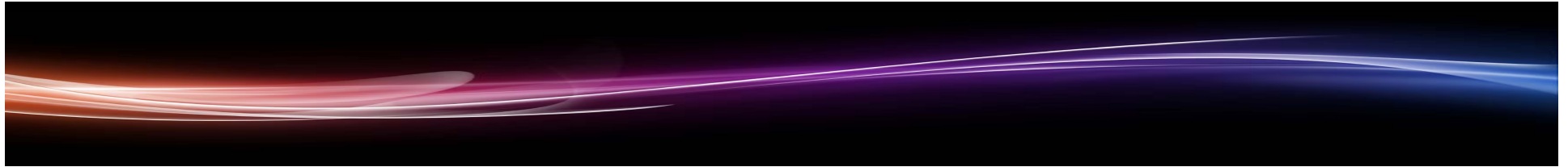
Required Baseline Filings for Electric Utilities

- Open Access Transmission Tariffs (OATTs)
- Power Sales Tariffs available to any customer
 - Market-Based Rate Tariffs

IMPLEMENTATION TIMELINE

- FERC's ground-breaking transition to electronic tariff (eTariff) filings for the electric, natural gas pipeline and oil pipeline industries began **April 1, 2010**.
- eTariff implementation will occur between **April 1, 2010** and **September 30, 2010**.

BASELINE TARIFF SUBMISSION TIMELINE



HOW eTARIFF WORKS

- Prior to making a baseline filing, companies must register in FERC's eTariff system at:

<http://www.ferc.gov/docs-filing/company-reg.asp>

- FERC will assign a Company ID and Password to be used each time an eTariff filing is made.
- Once the baseline filing is made, ALL subsequent tariff and rate schedule filings must be made electronically!

IMPORTANT CONSIDERATIONS

The eTariff system allows for flexibility in dividing up a tariff or rate schedule.

- All tariffs (except for OATTs) and rate schedules can be filed as entire documents or may be divided into “sections.”
- “Sections” for purposes of dividing up a tariff or rate schedule are not the same as a tariff §.
- A “section” may include 20 pages of the tariff or 1 page of the tariff.
- When deciding how to sectionalize a tariff or rate schedule, the filer should consider the frequency of changes and the ease of administration, as well as cost.

eTariff Software

Special software is required for eTariff filings.

Appropriate software will:

- (1) convert tariff or rate schedule text into the required metadata; and
- (1) create an XML filing package that includes the tariff or rate schedule, as well as the transmittal letter and other attachments.

eTARIFF FILINGS



- **The XML package is received by FERC and divided into its component parts.**
 - **All documents are placed into eLibrary system.**
 - **The metadata is used by FERC for automated organization of tariffs and rate schedules.**
 - **The public can search for entire tariff or rate schedule filings in eLibrary and can browse and search specific sections using FERC's Public Viewer.**

FERC'S PUBLIC VIEWER

- <http://etariff.ferc.gov/TariffList.aspx>
- <http://etariff.ferc.gov/TariffBrowser.aspx?tid=581>
- <http://elibrary.ferc.gov/idmws/search/fercgensearch.asp>



Tariff List

Tariff Program Tariff Status Company Name Tariff Title

Find Tariffs

All Tariffs

Advanced Search

Company Name	Tariff Title	Program	Status
Alliance Pipeline L.P.	Alliance L.P. Database	NGA Gas	Effective
Beaver Ridge Wind, LLC	BeaverRidgeTariff.pdf	Electric MBR	Effective
Collins Pipeline Company	PETROLEUM PRODUCTS	Oil	Pending
Columbia Gas Transmission, LLC	Baseline Tariffs	NGA Gas	Pending
Commonwealth Edison Company	FERC Market Based Rates Tariff	Electric TCS and MBR	Pending
Competitive Energy	Competitive Energy Tariff	Electric MBR	Effective
Electrade Corporation	Market-Based Rate Tariff	Electric MBR	Pending
Exelon Energy Company	FERC Market Based Rates Tariff	Electric MBR	Pending
Exelon Framingham, LLC	FERC Market Based Rates Tariff	Electric MBR	Pending
Exelon New Boston, LLC	FERC Market Based Rates Tariff	Electric MBR	Pending
Exelon New England Power Marketing, Limited Partne	FERC Market Based Rates Tariff	Electric MBR	Pending
Exelon West Medway, LLC	FERC Market Based Rates Tariff	Electric MBR	Pending
Exelon Wyman, LLC	FERC Market Based Rates Tariff	Electric MBR	Pending
Horsehead Corporation	Horsehead Corporation Tariff	Electric MBR	Pending
Kinder Morgan Wink Pipeline LLC	Wink Tariff Database	Oil	Pending

Tariff Browser

Columbia Gas Transmission, LLC - Baseline Tariffs

Effective Date as of

[All Activity](#) [Print/View Tariff](#)

- [-] [Fourth Revised Volume No. 1, Tariff, 0.0.0](#)
 - [Table of Contents, Table of Contents, 0.0.0](#)
 - [Preliminary Statement, Preliminary Statement, 0.0.0](#)
 - [Map, Map, 0.0.0](#)
 - [Index of Market Areas, Index of Market Areas, 0.0.0](#)
 - [-] [Currently Effective Rates, Currently Effective Rates, 0.0.0](#)
 - [FTS Rates, Currently Effective Rates, 0.0.0](#)
 - [FTS-APX Rates, Currently Effective Rates, 0.0.0](#)
 - [NTS and NTS-S Rates, Currently Effective Rates, 0.0.0](#)
 - [ITS Rates, Currently Effective Rates, 0.0.0](#)
 - [GTS Rates, Currently Effective Rates, 0.0.0](#)
 - [OPT Rates, Currently Effective Rates, 0.0.0](#)
 - [TPS Rates, Currently Effective Rates, 0.0.0](#)
 - [SST Rates, Currently Effective Rates, 0.0.0](#)
 - [FSS Rates, Currently Effective Rates, 0.0.0](#)
 - [ISS Rates, Currently Effective Rates, 0.0.0](#)
 - [SIT Rates, Currently Effective Rates, 0.0.0](#)
 - [FBS Rates, Currently Effective Rates, 0.0.0](#)
 - [PAL Rates, Currently Effective Rates, 0.0.0](#)
 - [Gathering Rates, Currently Effective Rates, 0.0.0](#)
 - [Rates by Function, Currently Effective Rates, 0.0.0](#)
 - [LNG Rates, Currently Effective Rates, 0.0.0](#)
 - [Retainage Rates, Currently Effective Rates, 0.0.0](#)
 - [-] [Rate Schedules, Rate Schedules, 0.0.0](#)

Print	Effective Date	Superseded	Status	Change Type	Priority
<input type="checkbox"/>	04/09/2010		Pending	New	1000000000

Effective Date as of

Find

Fourth Revised Volume

Table of Contents, Table of Contents

Preliminary Statement, Preliminary Statement

Map, Map, 0.0.0

Index of Market Areas, Index of Market Areas

Currently Effective Rates, Currently Effective Rates

FTS Rates, Currently Effective Rates

FTS-APX Rates, Currently Effective Rates

NTS and NTS-S Rates, Currently Effective Rates

ITS Rates, Currently Effective Rates

GTS Rates, Currently Effective Rates

OPT Rates, Currently Effective Rates

TPS Rates, Currently Effective Rates

SST Rates, Currently Effective Rates

FSS Rates, Currently Effective Rates

ISS Rates, Currently Effective Rates

SIT Rates, Currently Effective Rates

FBS Rates, Currently Effective Rates

PAL Rates, Currently Effective Rates

Gathering Rates, Currently Effective Rates

Rates by Function, Currently Effective Rates

LNG Rates, Currently Effective Rates, 0.0.0

Retainage Rates, Currently Effective Rates, 0.0.0

Rate Schedules, Rate Schedules, 0.0.0

Print
Close

Tariff Print

Effective as of:

Print only selected sections
 Print entire tariff

Print Options

Page Break between Sections
 Generate Table of Contents

Section Data Options

Program Company Name
 Tariff title Effective Date
 Status Docket#
 FERC Order FERC Order Date

Select	Section Title
<input type="checkbox"/>	Fourth Revised Volume No. 1, Tariff , 0.0.0
<input type="checkbox"/>	Table of Contents, Table of Contents , 0.0.0
<input type="checkbox"/>	Preliminary Statement, Preliminary Statement , 0.0.0
<input type="checkbox"/>	Map, Map , 0.0.0
<input type="checkbox"/>	Index of Market Areas, Index of Market Areas , 0.0.0
<input type="checkbox"/>	Currently Effective Rates, Currently Effective Rates, 0.0.0
<input type="checkbox"/>	FTS Rates, Currently Effective Rates, 0.0.0
<input type="checkbox"/>	FTS-APX Rates, Currently Effective Rates, 0.0.0
<input type="checkbox"/>	NTS and NTS-S Rates, Currently Effective Rates, 0.0.0

All Activit

Change

New

Columbia Gas Transmission, LLC as of 04/26/2010

NGA Gas

Baseline Tariffs

Effective Date:

FERC Docket: RP10-00595-000 1

FERC Order:

Definitions, Gen. Terms & Conditions, 0.0.0 A

Status: Pending

Order Date:

1. DEFINITIONS

1.1 "Billing Month" shall mean the period elapsed between consecutive final monthly meter readings and, when referred to in terms of a calendar month, shall mean that calendar month in which the majority of the Billing Month occurs.

1.2 "Btu" shall mean the British thermal unit as defined by international standards.

1.3 "Business Day" shall mean Monday through Friday, excluding Federal Banking Holidays.

1.4 "Shipper" shall mean any person or entity receiving service under any of Transporter's Rate Schedule(s).

1.5 "Central Clock Time" (C.T.) shall mean Central Standard Time adjusted for Daylight Savings Time.

1.6 "Commission" shall mean the Federal Energy Regulatory Commission.

1.7 "Confirmations" shall mean the process of Transporter agreeing with Interconnecting Operators on quantities that should flow at a location based on nominations received by Transporter and the Interconnecting Operator. Related confirmation terms are:

(a) "Confirming Party" shall mean the entity that Transporter shall contact for confirmation of a quantity of gas with respect to a nomination at a location. Confirming Parties include Interconnecting Operators or upstream/downstream title holders.

FERC'S eLIBRARY



- **Complete filing packages are available in FERC's eLibrary.**
- **Filing packages include the tariff or rate schedule, transmittal letter and all attachments.**
- **Example using baseline tariff filing.**

BGM'S eTARIFF SERVICES

- **BGM has partnered with a leading eTariff software developer in order to provide our clients full eTariff filing capability.**
- **BGM's eTariff platform offers significant discounts to existing clients and is a cost effective alternative for new clients.**

QUESTIONS

- For additional information on eTariff filings or for assistance with your baseline filing, please contact:

BRUDER, GENTILE & MARCOUX, L.L.P.

Nicole S. Allen
(202)296-1500
nsallen@brudergentile.com