09/29/2009

RAILROAD COMMISSION OF TEXAS

GAS SERVICES DIVISION

GSD - 2 TARIFF REPORT

RRC COID: 6522 COMPANY NAME: MARKWEST TEXAS PNG UTILITY L.P.

TARIFF CODE: TT RRC TARIFF NO: 10137

DESCRIPTION: Transmission Transportation STATUS: A

OPERATOR NO: 526425

ORIGINAL CONTRACT DATE: 05/01/2000 RECEIVED DATE: 07/09/2004

INITIAL SERVICE DATE: TERM OF CONTRACT DATE: INACTIVE DATE: AMENDMENT DATE:

CONTRACT COMMENT: None

REASONS FOR FILING

NEW FILING: Y RRC DOCKET NO:

CITY ORDINANCE NO:

AMENDMENT(EXPLAIN): None

OTHER(EXPLAIN): Company Name Change

CUSTOMERS

CUSTOMER NO CUSTOMER NAME CONFIDENTIAL? DELIVERY POINT

2 **CONFIDENTIAL**

Y

CURRENT RATE COMPONENT

RATE COMP. ID DESCRIPTION

Fixed Price delivery @ 39409

RATE ADJUSTMENT PROVISIONS:

NONE

DELIVERY POINTS

<u>ID</u> <u>TYPE</u> <u>UNIT</u> <u>CURRENT CHARGE</u> <u>EFFECTIVE DATE</u> <u>CONFIDENTIAL</u>

39409 D MMBtu \$.0000 05/01/2000 Y

<u>DESCRIPTION:</u> **CONFIDENTIAL**

Customer 2 **CONFIDENTIAL**

TYPE SERVICE PROVIDED

TYPE OF SERVICE SERVICE DESCRIPTION OTHER TYPE DESCRIPTION

H Transportation

TUC APPLICABILITY

FACTS SUPPORTING SECTION 104.003(b) APPLICABILITY

Neither the gas utility nor the customer had an unfair advantage during the negotiations.

NOTE: (This fact cannot be used to support a Section 104.003(b) transaction if the rate to be charged or offerred to be charged is to an affiliated pipeline.)

The rate is substantially the same as the rate between the gas utility and at least two of those customers under the same or similar conditions of service. Competition does or did exist either with another gas utility, another supplier of natural gas, or a supplier of an alternative form of energy.

I affirm that a true and correct copy of this tariff has been sent to the customer involved in this transaction.