



ORDER AO-1-TG-6-2003

IN THE MATTER OF the *National Energy Board Act* (NEB Act) and the Regulations made thereunder, and the *Northern Pipeline Act*; and

IN THE MATTER OF an application by Foothills Pipe Lines Ltd. (Foothills) dated 30 September 2004 pursuant to Part IV of the *National Energy Board Act* for approval of certain modifications to the existing tolling methodology for fixing tolls on the Foothills' System and associated amendments to the Gas Transportation Tariff - Phase 1 as well as a number of other requests (Amendment Application); and

IN THE MATTER OF an application by Foothills dated 21 October 2004 pursuant to the provisions of Order TG-10-87 for approval of Zone 9 Interruptible IT-1 and IT-2 rates of \$1.646/10³m³/100km and \$1.481/10³m³/100km respectively, to be effective 1 November 2004 until such time as the Amendment Application is approved or until 31 October 2005 whichever is earlier (Interruptible Rates Application).

BEFORE the Board on 28 October 2004.

WHEREAS the Board has considered Foothills' Amendment Application and has decided to approve it as filed except for the Board's approval of Foothills' alternative proposal for a flat rate billing abatement provision;

AND WHEREAS Order TG-6-2003 approves Foothills' Zone 9 IT-1 and IT-2 Tolls to 31 October 2004;

AND WHEREAS Foothills has requested, in its Amendment Application, the extension of existing IT-1 and IT-2 tolls in Zone 9 for the period of 1 November 2004 to 31 December 2004;

AND WHEREAS Foothills has applied for Zone 9 Interruptible IT-1 and IT-2 rates of \$1.646/10³m³/100km and \$1.481/10³m³/100km respectively in its Interruptible Rates Application, to be effective 1 November 2004 until such time as the Amendment Application is approved or until 31 October 2005 whichever is earlier;

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AND WHEREAS the Board has considered Foothills' Interruptible Rates Application and denies that Application;

THEREFORE, IT IS ORDERED, pursuant to Part IV of the NEB Act, that:

1. Foothills' currently approved IT-1 and IT-2 tolls of \$1.194/10³m³/100km and \$1.075/10³m³/100km respectively approved by the Board in Order TG-6-2003 shall remain in effect until 31 December 2004.

NATIONAL ENERGY BOARD

A handwritten signature in black ink, appearing to read 'Mantha', with a long horizontal line extending to the right.

Michel L. Mantha
Secretary