



Kinder Morgan
Utopia LLC
a Kinder Morgan operated company

Oil Pipeline Filing

Kinder Morgan Utopia LLC

March 1, 2023

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

Dear Secretary Bose,

The accompanying Kinder Morgan Utopia LLC (“Utopia”) tariff, issued on March 1, 2023, to be effective on March 15, 2023, is sent to you for filing in compliance with the requirements of the Interstate Commerce Act and the rules and regulations of the Federal Energy Regulatory Commission (“FERC”).

- **FERC Tariff No. 7.0.0**, new international joint volume incentive rate tariff applying to transportation of purity ethane

FERC Tariff No. 7.0.0 is a new international joint volume incentive rate tariff, filed on behalf of Kinder Morgan Utopia Ltd. and Kinder Morgan Utopia LLC, for service from Harrison County, Ohio to Windsor, Ontario. This new joint volume incentive rate tariff allows shippers to move on a month to month basis an average minimum of 1,000 Barrels per day up to an average of 10,000 Barrels per day for a joint incentive rate. This joint incentive rate is at or below the sum of the local rates shown in Utopia FERC Tariff No. 2.5.0 and Kinder Morgan Utopia Ltd. Canada Energy Regulator (“CER”) Tariff No. 11. FERC Tariff No. 7.0.0 also contains specific rules and regulations that apply in addition to the rules and regulations in FERC No. 1.1.0. FERC Tariff No. 7.0.0 will be submitted concurrently to the CER as CER Tariff No. 16. A schedule showing the sum of the local rates for the joint movement is attached hereto.

Pursuant to 18 CFR 341.14 (Special Permission), Utopia requests that it be granted a waiver under Section 6(3) of the Interstate Commerce Act to file this tariff on less than thirty (30) days notice to give shippers immediate access to the reduced temporary incentive rates on March 15, 2023.

I hereby certify that copies of this filing have been sent, on or before this date, by means of transmission agreed upon, to all subscribers on the Utopia subscriber list.

In accordance with 18 CFR 343.3(a), Utopia hereby requests that any protest of this filing be emailed to the undersigned at tina_hardy@kindermorgan.com.

Kinder Morgan Utopia LLC

March 1, 2023

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If you have any questions regarding this filing, please contact the undersigned at (205) 325-3668 or Laura Lofton at laura_lofton@kindermorgan.com or (713) 420-3214.

Sincerely,

/s/ Tina Hardy _____

Tina Hardy

Director - Regulatory

**KINDER MORGAN UTOPIA LLC
In Connection with
KINDER MORGAN UTOPIA LTD.**

**INTERNATIONAL JOINT VOLUME INCENTIVE RATE TARIFF
APPLYING ON PURITY ETHANE
from
An Origin Point in the State of Ohio
to
A Delivery Point in the Province of Ontario**

Governed, except as otherwise provided herein, by Rules and Regulations published in:

Kinder Morgan Utopia LLC's Tariff FERC No. 1.1.0, or successive reissues thereof, on file with the Federal Energy Regulatory Commission in the United States, for transportation from Harrison County, Ohio to the International Boundary near Detroit, Michigan.

Kinder Morgan Utopia Ltd.'s Tariff CER No. 12, supplements thereto or successive reissues thereof, on file with the Canada Energy Regulator, for transportation from the International Boundary near Detroit, Michigan to the Delivery Point(s) near Windsor, Ontario.

The rates listed in this tariff are payable in United States currency unless otherwise stated and are applicable on the International movement of purity ethane tendered to Kinder Morgan Utopia LLC at established Origin Point (s) in the United States for delivery to established Delivery Point (s) in Canada.

See Pages 2-3 for exceptions, replacements, and additions to General Rules & Regulations for Purity Ethane in FERC No. 1.1.0 and CER No. 12, as follows:

The rates listed in Column B of this tariff are applicable to Purity Ethane shipped under Tariff Rule 45 of the Specific Rules and Regulations shown on pages 2-3 hereof.

The provisions published herein will, if effective, not result in an effect on the quality of the human environment.

ISSUED: March 1, 2023

EFFECTIVE: March 15, 2023

Issued By:

Thomas C. Dender
Kinder Morgan Utopia LLC
1001 Louisiana St, Suite 1000
Houston, TX 77002 USA

Compiled By:

Tina Hardy
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40. TABLE OF RATES

Rates in the table below are in Dollars per Barrel of Purity Ethane payable in United States Currency.

Utopia International Joint Volume Incentive Rate Program - Table of Rates

From Origin Point (s) at	To Delivery Point at	Column B (See Rule 45)	
		Shipper's Deliveries (in Barrels per Day)	Volume Incentive Rate
MarkWest Cadiz Facility, Harrison County, Ohio UEO Scio Facility, Harrison County, Ohio	Windsor Sarnia Pipeline in Windsor, Ontario	1,000 - 2,000	5.5000
		2,001 - 4,999	5.4250
		5,000 - 10,000	5.3500

- (1) In addition to the transportation rate, a surcharge of \$0.0040 per barrel payable in Canadian Currency will be applied to all volumes, committed and uncommitted, for purposes of collecting funds for pipeline abandonment.

**SPECIFIC RULES AND REGULATIONS
APPLICABLE ON TRANSPORTATION OF PURITY ETHANE**

The following shall apply in addition to the rules in FERC No. 1.1.0 and CER No. 12, or supplements thereto or successive reissues thereof. Capitalized terms used but not defined below shall have the meanings set forth in FERC No. 1.1.0 and CER No. 12, or supplements thereto or successive reissues thereof.

45. JOINT VOLUME INCENTIVE RATE PROGRAM REQUIREMENTS (Column B)

(a) Under the Volume Incentive Rate Program set forth in this Rule 45 (the "Program"), the volume incentive rates will be available on a month-to-month basis on a Shipper's Purity Ethane deliveries to the Delivery Point for a minimum of one thousand (1,000) Barrels per day and up to a maximum of ten thousand (10,000) Barrels per day on average in a given month, to be Tendered at an Origin Point on a rateable basis to Carrier, per qualifying Shipper ("Qualifying Volume"). This Program will continue in effect until it is cancelled by Carrier in a subsequent tariff filing, which filing shall be made on at least thirty (30) days' notice.

(b) Any Shipper wishing to participate in the Program in a month must notify Carrier, in writing, of its intention to do so for each calendar month on or before the fifteenth (15th) day of the immediately preceding month ("Notification"). In such Notification, Shipper must specify the Origin Points and the number of Barrels to be Tendered by Shipper at each such Origin Point.

(c) If, during a month, Shipper has not shipped the Qualifying Volume to the Delivery Point, or ships an amount greater than the Qualifying Volume to the Delivery Point, Shipper shall not be eligible for the volume incentive rates under the Program for those barrels shipped and delivered outside of the Qualifying Volume and shall instead be required to pay the Rates identified in the Tables of Rates in FERC No. 2.5.0 and CER No. 11, or supplements thereto or successive reissues thereof, for those Purity Ethane deliveries during the month that are less than or that exceed the Qualifying Volume.

(d) Shipper's Qualifying Volume for a month shall be reduced pro rata on a day for day basis for each day that the Carrier was unable to provide service during that month, provided that (x) Shipper demonstrates that Carrier failed to provide service in that month; (y) Shipper demonstrates that Carrier's failure to provide service in fact resulted in Shipper's inability to receive deliveries of the Qualifying Volume in that month; and (z) Shipper asserts Carrier's failure to provide service, in writing, to Carrier within ten (10) days following the end of the month during which Carrier was unable to provide service.

Utopia Sum of the Local FERC and CER Tariffs Worksheet

Joint Rates from MarkWest Cadiz and UEO Scio Facilities / Harrison County, Ohio TO:	Kinder Morgan Utopia LLC Local Rate from Harrison County, Ohio to Ontario International Boundary near Detroit, Michigan, FERC No. 2.5.0	Kinder Morgan Utopia LTD Local Rate from Ontario International Boundary near Detroit, Michigan to Windsor Sarnia Pipeline in Windsor, Ontario, CER No. 11	Sum of Local Rates	Volume Incentive Rates, FERC 7.0.0, Rule 45	Differential
Windsor Sarnia Pipeline in Windsor, Ontario	\$11.3788	\$1.8663	\$13.2451	\$5.500 (1,000 – 2,000 BPD)	(\$7.7451)
				\$5.4250 (2,001 – 4,999 BPD)	(\$7.8201)
				\$5.350 (5,000 – 10,000 BPD)	(\$7.8951)