

National Energy
Board



Office national
de l'énergie

File OF-Tolls-Group1-C609-2006-01 01
16 May 2007

Mr. Peter M. Dito
Director, Economics and Regulatory Analysis
Kinder Morgan Cochin ULC
1100 Town & Country Rd
Orange CA 92868
Facsimile 714-560-6532

Dear Mr. Dito:

**Cochin Pipe Lines Ltd. (Cochin)
Revised Agreement on 2007 Tolls**

The Board has considered Cochin's settlement for 2007 final tolls (the Arrangement) filed on 15 February 2007, as amended by Cochin's filings of 23 April 2007 and 30 April 2007, pursuant to Part IV of the *National Energy Board Act*. By letter dated 27 April 2007, the Board invited comments from interested parties on the Arrangement and associated tolls. The Board notes that Cochin is regulated on a complaint basis and that no comments or expressions of opposition to the proposed tolls were received.

After examining the matter, the Board has determined that the resulting tolls are just and reasonable and not unjustly discriminatory. The attached Order TO-03-2007 therefore approves final tolls for 2007 in accordance with the Arrangement.

Cochin is directed to serve a copy of this letter and the attached order on all shippers and interested parties.

Yours truly,

A handwritten signature in black ink, appearing to read 'D. Young'.

David Young
Acting Secretary

Attachments

c.c. See attached Distribution List

444 Seventh Avenue SW
Calgary, Alberta T2P 0X8

444, Septième Avenue S.-O.
Calgary (Alberta) T2P 0X8

Canada

Telephone/Téléphone : (403) 292-4800
Facsimile/Télécopieur : (403) 292-5503
<http://www.neb-one.gc.ca>

National Energy
Board



Office national
de l'énergie

ORDER TO-03-2007

IN THE MATTER OF the *National Energy Board Act* and the regulations made thereunder; and

IN THE MATTER OF an application filed with the National Energy Board by Cochin Pipe Lines Ltd. Dated 15 February 2007, as amended on 23 April 2007 and 30 April 2007, for approval of final tolls pursuant to Part IV of the Act effective 1 January 2007 and 1 April 2007 under file OF-Tolls-Group1-C609-2006-01 01

BEFORE the Board on 15 May 2007.

WHEREAS on 28 December 2006, the Board issued Order TOI-03-2006 setting interim tolls as reflected in Supplement No. 1 to NEB Tariff No. 96, 97, 98, 99, 100 and 101 to be effective 1 January 2007;

AND WHEREAS on 15 February 2007 Cochin filed a negotiated settlement for 2007 tolls with the Board;

AND WHEREAS on 15 February 2007 Cochin requested the Board, pursuant to subsection 19(2) and Part IV of the Act, to vary the interim tolls approved by Order TOI-03-2006 by reducing the existing interim tolls to the December 2006 level effective 1 February 2007 and increasing to the full applied-for level on 1 April 2007;

AND WHEREAS on 23 February 2007 the Board issued Order AO-01-TOI-03-2006 approving revised interim tolls effective 1 February 2007;

AND WHEREAS on 29 March 2007 the Board issued Order AO-02-TOI-03-2006 approving revised interim tolls effective 1 April 2007;

AND WHEREAS on 23 April 2007 Cochin filed a revised negotiated settlement including NEB tariff No. 114 and 115;

AND WHEREAS on 27 April 2007 the Board invited comments from interested parties on the revised Arrangement and associated tolls and received no comments or expressions of opposition;

AND WHEREAS on 30 April 2007 Cochin filed an erratum to NEB Tariff No. 115;

.../2

Canada

- 2 -

AND WHEREAS the Board is satisfied that Cochin's applied-for tolls for 2007 as set out in the 15 February 2007 application Arrangement and revised by Cochin's 23 April 2007 and 30 April 2007 filings are just and reasonable;

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

1. Cochin shall charge effective 1 January 2007, the revised tolls as contained in NEB Tariff No. 102, 103, 104, 105, 106, and 107;
2. Cochin shall charge effective 1 April 2007, the revised tolls as contained in NEB Tariff No. 109, 111, 112, 113, 114 and 115 Supplement No. 1;
3. Order AO-01-TOI-03-2006 which authorized tolls that Cochin may charge on an interim basis effective 1 February 2007 is revoked and the tolls thereunder are hereby disallowed;
4. Order AO-02-TOI-03-2006 which authorized tolls that Cochin may charge on an interim basis effective 1 April 2007 is revoked and the tolls thereunder are hereby disallowed;
5. Cochin is directed to refund or recover that part of 2007 interim tolls charged under Orders TOI-03-2006 and AO-01-TOI-03-2006 by Cochin from 1 January 2007 to when 2007 final tolls approved by this Order are effective, that is either greater or less than the tolls determined by the Board to be just and reasonable in this Order, together with interest on the amounts so refunded or recovered; and
6. Cochin is directed to refund or recover that part of 2007 interim tolls charged under Order AO-02-TOI-03-2006 by Cochin from 1 April 2007 to when 2007 final tolls approved by this Order are effective, that is either greater or less than the tolls determined by the Board to be just and reasonable in this Order, together with interest on the amounts so refunded or recovered.

NATIONAL ENERGY BOARD



David Young
Acting Secretary

TO-03-2007

Attachment to Board Letter
Dated 16 May 2007

Distribution List

<p>Mr. Ron Moore Manager, Regulatory Affairs Gas, Power and NGL Marketing Imperial Oil Resources & Exxon Mobil Canada 237 Fourth Avenue SW Calgary, AB T2P 3M9 Facsimile 403-232-5870</p>	<p>Mr. Keith Rikstad Manager, LPG Sales/Marketing Factor Gas Liquids Inc. 840 - 7 Avenue SW, Suite 1260 Calgary, AB T2P 3G2 Facsimile 403-266-0070</p>
<p>Ms. Ann Marie Hann Managing Director Propane Gas Association of Canada 800, 717 - 7 Avenue SW Calgary, AB T2P 0Z3 Facsimile 403-543-6508</p>	<p>Mr. Todd Greiner Manager, LPG Marketing Elbow River Marketing Limited Partnership 3990 Bankers Hall 855, 2 Street SW Calgary, AB T2P 4J7 Facsimile 403-269-9576</p>
<p>Mr. Allan Broenink Director, Ethane and LPG Feedstocks NOVA Chemicals Corporation 100 7 Avenue SW Calgary, AB T2P 5L5 Facsimile 403-750-4870</p>	<p>Mr. Maurice Gratton Vice President NGL Supply Co. Ltd. 805, 839 - 5 Avenue SW Calgary, AB T2P 3C8 Facsimile 403-265-1987</p>
<p>Mr. Johnathan M. Liteplo Burnet, Duckworth & Palmer LLP 1400, 350 - 7 Avenue SW Calgary, AB T2P 3N9 Facsimile 403-260-0310</p>	<p>Mr. Ken Wentworth Vice President Petrogas Marketing Ltd. Suite 3030, Bow Valley Square 2 205 - 5th Avenue S.W. Calgary, AB T2P 2V7 Facsimile: (403) 263-5035</p>
<p>Mr. Michel Breton President Propane GRG Inc. 425, 2^e Avenue Parc Industriel Sainte-Marie, QU G6E 3H2 Facsimile 418-387-3067</p>	<p>Mr. Timothy B. Gracel Vice President, NGL Marketing Division Spectra Energy Transmission Suite 2600, 425 1 Street SW Fifth Avenue Place, East Tower Calgary, AB T2P 3L8 Facsimile 403-699-1001</p>