



national fuel

February 12, 2008

Hon. Jaclyn A. Brillling
Secretary
Public Service Commission
Three Empire State Plaza
Albany, New York 12222-1350

Re: Case 06-G-0059 – In the Matter of Issues Associated with Gas Curtailment
Further Revisions to Compliance Filing

Dear Secretary Brillling:

National Fuel Gas Distribution Corporation (“Distribution” or the “Company”) submits the following proposed amendments to its tariff, P.S.C. No. 8 – GAS:

Leaf No. 94.1	Revision 4
Leaf No. 95	Revision 3
Leaf No. 96	Revision 2
Leaf No. 97	Revision 6
Leaf No. 97.1	Revision 0

The proposed amendments are issued as of today for an effective date of tomorrow, February 13, 2008.

Background and Description of Further Revisions

On August 23, 2007, the Public Service Commission (“Commission”) issued an Order Adopting Gas Curtailment Guidelines and Requirements (“Order”) in the above-referenced proceeding. The Order directed local gas distribution companies (“LDCs”), including Distribution, to file tariff amendments consistent with the Gas Curtailment Guidelines attached as Appendix B to the Order to become effective on not less than seven days notice on November 1, 2007. Order at 10. Distribution timely submitted a compliance filing on October 23, 2007.

The Order invited parties to the proceeding to “file comments on the tariff amendments within 21 days after their filing.” Id. Distribution received comments from one party, Multiple Intervenors (“MI”). MI contended that Distribution’s filing was deficient because it did not explicitly adopt the Order’s “guidelines” verbatim. MI also disliked Distribution’s proposed language for compensating ESCOs and Direct Customers for redirected gas. Finally, MI thought that Distribution’s outreach and education plan for ESCOs should have been included in the Company’s compliance filing. The Order did not provide for reply comments.

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On January 3, 2008, Distribution received, via e-mail, a document entitled "Staff Comments on Curtailment Tariff Filings." ("Staff Comments"). In substance the document accepted MI's arguments rejecting portions of Distribution's compliance filing. In subsequent discussions between Distribution and Staff, the Company was urged to adopt Staff's changes. Therefore, as an accommodation Distribution agreed to further revise its tariff accordingly. Toward that end, prior to filing, the further revisions were shared with Staff in an effort to assure that they properly reflected Staff's input.

Although not included in tariff language, Distribution also has received Staff's input on its plan to further inform ESCO customers of the changes to curtailment procedures submitted originally and herein.

Newspaper Publication

The requirements of Public Service Law §66(12)(b) as to newspaper publication of the changes proposed in the Order were waived. Order at 10. Distribution assumes that the same waiver extends to the instant Further Revisions.

Conclusion

Distribution respectfully requests that the Commission approve the above further revisions for an effective date of February 13, 2008.

Respectfully submitted,

Michael W. Reville