



On March 13, 2009, Commission Staff issued a data request seeking information concerning Cow Creek Gas's alleged "good cause" to grant the deviation, with Cow Creek Gas's response due by March 31, 2009. On March 20, 2009, Cow Creek Gas filed a letter indicating it was withdrawing its request for the deviation from the weekly sampling requirement. Prior to making a decision on Cow Creek Gas's request to withdraw its deviation request, the Commission required Cow Creek Gas to comply with the March 13, 2009 data request.

The request for deviation from the regulation, as filed by Cow Creek Gas, seemed to contain statements in support of the request that indicated significant problems were being experienced by the Cow Creek Gas system. However, based on Cow Creek Gas's responses to Commission Staff's subsequent data request, it would appear the problems are not as serious as initially indicated. In response to Commission Staff's data request, Cow Creek Gas provided 12 months of odorant testing and supporting documents.<sup>3</sup> It also provided the requested information as to its testing instrument and procedure along with a system map showing its sampling points.<sup>4</sup>

Therefore, based upon its response to the information request of Commission Staff, the Commission finds that Cow Creek Gas is able to perform the necessary sampling as required by regulation and that the requested deviation is no longer needed.

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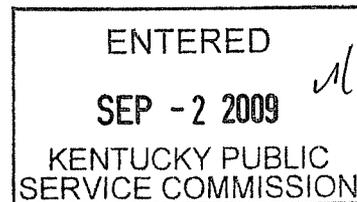
<sup>3</sup> Cow Creek Gas Response to Commission Staff Data Request, filed June 3, 2009, Question 2 and attachments.

<sup>4</sup> Id., Questions 8 and 9 and attachments.

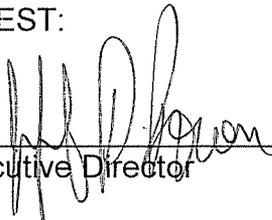
IT IS HEREBY ORDERED that:

1. The motion of Cow Creek Gas to withdraw its request for a deviation is granted.
2. This case is closed and removed from the Commission's docket.

By the Commission



ATTEST:

  
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Executive Director

Jerome A Kanney  
President  
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