

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

<i>Electronic</i> Application of East Kentucky)	Case No.
Midstream, LLC for Approval of Proposed)	2023-00112
Tariff under 807 KAR 5:026, Section 9)	

Notice of Filing re Responses to 1 PSC 02 & 06

East Kentucky Midstream (EKM) herewith submits a follow-up to its Responses to #2 and #6 of the Commission Staff’s First Request for Information. In footnote 1 to each of those responses, EKM noted that the Staff Request and EKM’s work to respond thereto indicated that the language (text) of the proposed Tariff regarding non-recurring charges should be clarified, particularly with respect to an existing \$25 fee relating to activation of service at a particular location.

EKM attaches hereto Sheets 3, 4.2, 4.4, and 4.6 to its proposed Tariff, PSC Ky. No. 1.

These sheets have revised text as follows:

Sheet	Rule/Subject	Revision
3	\$25 fee	Changing name to “Installation/Reconnection Fee” and clarifying description (in parenthetical)
3	\$100 fee	Clarifying description (in parenthetical)
4.2	Rule 3.b	Deleting sentence referring to “Installation Fee,” because encompassed in Rule 5.a
4.4	Rule 5.a	Changing “any applicable Installation Fee” to “the applicable Installation Fee (sheet 3)”
4.6	Rule 6.b	Changing “any applicable Reconnection Fee” to “the applicable Reconnection Fee (sheet 3)”

These sheets also correct a typographic error in Rule 6.a and in the footer.

To the extent applicable, this submission is covered by the signed, notarized verification attached to EKM's Response to Commission Staff's First Request for Information, filed September 1, 2023.

Respectfully submitted,

/s/ Katherine K. Yunker

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East Kentucky Midstream, LLC
NATURAL GAS FARM-TAP SERVICE
in entire service area

PSC KY NO. 1
Original SHEET NO. 3
CANCELLING PSC KY NO. _____
SHEET NO. _____

RECURRING RATES

Customer Charge (per month, per account)

Residential account	\$11.00
Non-Residential (small volume) account	\$22.00

Usage Charge (per Mcf delivered) \$13.00

NON-RECURRING CHARGES:

Installation/Reconnection Fee (for initial activation or restoration of service): \$25.00

Seasonal/Temporary Disconnect (for each customer-requested disconnection with subsequent reconnection) \$100.00

DATE OF ISSUE May 31, 2023
DATE EFFECTIVE August 1, 2023
ISSUED BY /s/ Jack Justice
TITLE E. Ky. Midstream, LLC member-manager

East Kentucky Midstream, LLC
NATURAL GAS FARM-TAP SERVICE
in entire service area

PSC KY NO. 1
Original SHEET NO. 4.2
CANCELLING PSC KY NO. _____
SHEET NO. _____

3. General Terms.

- a. All gas sold and delivered under this Tariff shall be delivered at the varying pressures of the applicable EKM pipeline.
- b. It shall be the sole responsibility of the applicant-customer and at applicant-customer's sole cost, expense, and risk:
 - to supply and to have installed, inspected, and maintained the necessary regulator and equipment related thereto and all pipelines and other facilities beyond the tap on EKM's pipeline and the meter, which EKM will install and own.
 - to ensure that the gas in the applicant-customer's pipeline contains a natural odorant or is odorized, so that the gas is readily detectable by a person with a normal sense of smell. If the gas does not contain a natural odorant, the applicant-customer must comply with the odorization requirement contained in 807 KAR 5:026, Section 6(12). Any necessary odorization equipment shall be installed in conformity with specifications approved by the Kentucky Public Service Commission ("PSC").

Gas may not be provided to the applicant-customer prior to the approval by PSC Staff of the installation of the pipelines and equipment provided by applicant-customer, including a determination either that a natural odorant is present in the gas or that the requirement for artificial odorization has been satisfied.

- c. EKM shall have the right to enter upon the premises of Customer to read, inspect, repair, change, or remove the meter or any other equipment belonging to EKM, and EKM shall also have the right to reclaim any of its property which may be on Customer's premises.

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in entire service area

PSC KY NO. 1
Original SHEET NO. 4.4
CANCELLING PSC KY NO. _____
SHEET NO. _____

4. Gas Measurement.

- a. The measurement of gas by the EKM meter shall be conclusive upon EKM and Customer unless EKM is unable to read the meter after reasonable effort or the meter ceases to register, proves to be defective, or is found by test not to be accurate within the limitations of industry or regulatory standards. In such case, the deliveries for the period in question shall be estimated.
- b. EKM will, upon written request of Customer, have the meter removed, sealed, and tested, and a certificate of the test will be given to Customer. If the meter so tested is found to be accurate within the limits specified in the rules of the PSC, Customer shall, upon presentation of a bill, pay EKM for such test.
- c. Where the service facilities or other equipment have been tampered with, resulting in improper measurement of the natural gas supplied, Customer shall be required to pay for such quantity of natural gas as EKM may estimate from available information to have been used but not registered by EKM's meter. In addition thereto, Customer shall be required to bear all costs incurred by EKM for investigations and inspections and for such protective equipment as may be necessary in its judgment.
- d. Customer shall promptly notify EKM of any known or suspected gas leaks.

5. Bills; Payment

- a. Customer shall pay the applicable Installation Fee (sheet 3) and provide a \$100 deposit (waivable by EKM) to initiate service and, thereafter, shall pay EKM the applicable monthly Customer Charge and the Usage Charge for all gas delivered.
- b. Invoices will be mailed or otherwise transmitted to the account-holder Customer for the past month's usage. The term "month" for billing purposes means the period between any two consecutive regular readings by EKM of the account meter, such readings to be taken as nearly as may be practicable every 30 days. The timing of the meter reading/cycle is selected by EKM.

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in entire service area

PSC KY NO. 1
Original SHEET NO. 4.6
CANCELLING PSC KY NO. _____
SHEET NO. _____

6. Default; Termination of Service

- a. EKM shall be entitled to terminate Customer's access to natural gas for any reason provided in applicable statutes and regulations or as stated in this Tariff. Termination of service shall not be EKM's sole remedy for the recovery of any amounts due hereunder; EKM shall have all remedies available to it at law or equity for any breach or failure by Customer to abide by and perform its obligations under the terms of this Tariff.
- b. Service terminated by EKM will be restored for any account / point of service only after Customer has eliminated the cause for termination. Customer shall pay the applicable Reconnection Fee (sheet 3) for restoration of service.
- c. Customer may request complete discontinuance of service upon at least three (3) days' written notice to EKM to allow time for a final meter reading and disconnection of service. Customer remains liable for all rates and charges for service until final reading of the meter.
- d. Customer may request a seasonal or temporary discontinuance of service for a scheduled period of time upon at least 15 days' notice to EKM and the payment of the applicable Seasonal/Temporary Disconnect charge (sheet 3). If Customer requested discontinuance of service under Rule 6.c above and reconnection/restoration of service is later requested for the same account-holder as before, then EKM may at its discretion:
 - require re-application for service or
 - charge and collect before reconnecting/restoring service the greater of
 - the Seasonal/Temporary Disconnect Charge then applicable or
 - the applicable Customer Charge for each month or part thereof that service was discontinued.
- e. Upon any termination/discontinuance of service or an account other than for a change in ownership of the point of service or a seasonal/temporary disconnection, EKM may remove the meter, close the tap, or both for the respective point of service.

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