

GENERAL TERMS AND CONDITIONS
(Continued)

7. PROCEDURES FOR OBTAINING SERVICE

Transporter is an open-access transporter pursuant to Part 284 of the Commission's regulations. As such, all of the provisions of this tariff, as well as the provisions of any related executed Service Agreements, are to be interpreted in a manner consistent with the requirement that Transporter will provide all services in a manner which is not unduly discriminatory. This Section 7 sets forth the procedures for requesting and obtaining transportation and storage services from Transporter. Any party seeking service from Transporter who is not an existing Shipper on Transporter's system must, no later than the time at which it submits to Transporter a request for service or a bid for available capacity, complete and submit to Transporter the Transportation/Storage Service Request Form set forth at Section 25.1 of the General Terms and Conditions.

7.1 Contracting for Firm Transportation and Storage Service:

Firm service under Rate Schedules FT-1 or LGS-1 shall be provided when, and to the extent that, Transporter determines that firm capacity is available in Transporter's existing facilities, or will be made available by means of a capacity expansion project following an open season. Transporter will post on its Internet website available unsubscribed firm capacity and firm capacity that will become available due to expiring or terminating agreements. All parties seeking firm service must satisfy Transporter's creditworthiness requirement set forth in Section 7.4.

- (a) Requests for New Firm Service: A party may submit to Transporter a request for new firm service using the Transportation/Storage Service Request Form set forth at Section 25.1 of the General Terms and Conditions. Transporter will evaluate the information offered in support of the request for service to determine whether there is adequate capacity to fulfill the request for service and whether the request for service is compatible with the operating conditions on Transporter's system. If Transporter determines that it can provide the requested service and the service requestor otherwise meets the requirements of this tariff, then Transporter will award the requested service capacity to the requestor on a first-come, first-served basis, provided that (i) the requestor agrees to pay the maximum tariff rate for the service, and (ii) the subject capacity has previously been offered for purchase under a competitive bid process. Transporter will tender to the service requestor for execution a Service Agreement in the form contained in this tariff. If the requestor fails to execute the Service Agreement and return it to Transporter within 20 days of the date tendered, the requestor's request for service will be deemed null and void.