

GENERAL TERMS AND CONDITIONS
(Continued)

14. CAPACITY RELEASE

14.1 Definitions:

For the purposes of this Section 14, the following definitions will apply to capacity releases.

- (a) Recall Right: A right retained by a Releasing Shipper to reacquire its capacity from the Replacement Shipper for a specified period of time.
- (b) Releasing Shipper: A firm Shipper or Replacement Shipper under an executed Service Agreement subject to Part 284 of the Commission's regulations who posts on Paiute's Internet website all or any portion of its firm service to be released to a Replacement Shipper, or to a Prearranged Replacement Shipper through a prearranged capacity release transaction, or which has released any or all of its firm service.
- (c) Replacement Shipper: A Shipper which has contracted for service with Paiute subject to Part 284 of the Commission's regulations to utilize a Releasing Shipper's released firm service for a specified period of time. Replacement Shippers must meet all of the terms and conditions of Paiute's tariff as required of any other Shipper.
- (d) Reput Right: A right retained by a Releasing Shipper to reinstitute a capacity release to the Replacement Shipper previously awarded capacity which has been recalled without posting. Reput method and rights should be specified at the time of the deal. Reput method and rights are individually negotiated between the Releasing Shipper and Replacement Shipper. [NAESB WGQ 5.3.8]
- (e) Potential Replacement Shipper: A Shipper which desires to acquire released firm capacity.
- (f) Prearranged Replacement Shipper: A party who desires to contract directly for or who has contracted directly for capacity which is subject to Part 284 of the Commission's regulations and who has agreed to the terms of a capacity release transaction directly with a Releasing Shipper, which terms are posted on Paiute's Internet website. Prearranged Replacement Shippers must meet all of the terms and conditions of Paiute's tariff as required of any other Shipper.
- (g) Bidder: A party submitting a bid(s) to Paiute's Internet website for released capacity.