

National Energy
Board



Office national
de l'énergie

File OF-Tolls-Group1-F115-2010-01 01
29 June 2010

Ms. Kristine Delkus
Deputy General Counsel
Pipelines and Regulatory Affairs
TransCanada PipeLines Limited
450 1st Street S.W.
Calgary, AB T2P 5H1
Facsimile: 403 920-2409

and

Mr. Bernard Pelletier
TransCanada PipeLines Limited
450 1st Street S.W.
Calgary, AB T2P 5H1
Facsimile: 403 920-2409

Dear Ms. Delkus and Mr. Pelletier:

**Foothills Pipe Lines Ltd. ("Foothills") Statement of Rates and Charges
Effective 1 July 2010**

On 9 June 2010, Foothills filed with the National Energy Board to set as final the interim rates and charges for the period 1 January 2010 to 30 June 2010 as set in Order TGI-6-2009, and to set new rates and charges effective 1 July 2010, in both cases for transportation services on Foothills Zones 6, 7, 8, and 9.

The Board notes that pursuant to paragraph 3 of Board Order TG-6-81, as amended by Board Order TG-8-2004 (AO-20-TG-6-81), parties have a 15 day period from the date a party was served a copy of the filing to advise the Board and Foothills if they wish to make any representations to the Board respecting the filing for effective rates. Foothills submitted that its shippers were served a copy of the rate changes on 2 June 2009, and that its shippers were copied on the 9 June 2010 filing with the Board. No comments were received from interested parties.

The Board has examined Foothills' filing and has decided to approve the final tolls as-filed. Please find enclosed a copy of Order TG-03-2010, which gives effect to this decision.

Foothills is directed to serve a copy of this letter and the enclosed Order on its shippers and interested parties.

Yours truly,

A handwritten signature in cursive script that reads "AnneMarie Erickson".

Anne-Marie Erickson
Secretary of the Board

Attachment

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ORDER TG-03-2010

IN THE MATTER OF THE *National Energy Board Act* (Act) and the regulations made thereunder;

AND IN THE MATTER OF a filing with the National Energy Board (Board) by Foothills Pipe Line Ltd. (Foothills) dated 9 June 2010 for 2010 final tolls pursuant to Part IV of the Act under File OF-Tolls-Group1-F115-2010-01 01.

BEFORE the Board on 28 June 2010.

WHEREAS the Board issued Order TGI-6-2009 approving 2010 interim tolls effective 1 January 2010;

AND WHEREAS Foothills held discussions with its shippers and interested parties regarding its cost of capital, which resulted in an agreement between the Canadian Association of Petroleum Producers, TransCanada PipeLines Limited and Foothills concerning Foothills' cost of capital for the years 2010-2012;

AND WHEREAS Foothills' 9 June 2010 filing uses the agreed-to cost of capital to calculate final 2010 tolls;

AND WHEREAS Foothills provided its shippers with notice of the rate change on 2 June 2010 and copied its shippers on its 9 June 2010 filing with the Board;

AND WHEREAS pursuant to paragraph 3 of Board Order TG-6-81, as amended by Order TG-8-2004 (AO-20-TG-6-81), parties have a 15 day period from the date a party was served a copy of the filing to advise the Board and Foothills if they wish to make any representations to the Board respecting the filing for effective rates;

AND WHEREAS no comments were received from interested parties;

AND WHEREAS the Board has considered Foothills' filing dated 9 June 2010 and finds that the tolls as-filed are just and reasonable;

.../2

THEREFORE, IT IS ORDERED, pursuant to Part IV of the Act, that:

1. Foothills' interim rates approved in Order TGI-6-2009 be made final for the period 1 January 2010 to 30 June 2010; and
2. Foothills' new rates and charges contained in its 9 June 2010 filing be made effective 1 July 2010.

NATIONAL ENERGY BOARD

A handwritten signature in cursive script that reads "AnneMarie Erickson".

Anne-Marie Erickson
Secretary of the Board