## DG 23-087 Attachment A

#### DG 23-087 SETTLEMENT AGREEMENT ATTACHMENT A

#### REDACTED

#### Northern Utilities, Inc. DG 23-087

## Petition for Expedited Approval of Empress Capacity Agreements NH Department of Energy Data Requests - Set 1

Date Request Received: 11/07/23

Request No. DOE 1-13

Date of Response: 11/20/2023

Witness: Francis X. Wells

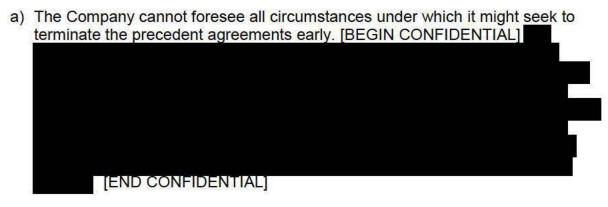
#### Request:

Please provide the following:

- a) Please identify all decision points in the schedules when the Company will evaluate whether to proceed with the agreements or not.
- b) Please provide details of the decision-making process that the Company will use to evaluate whether to initiate a cancellation event.
- c) Please explain what criteria will be used in the decision-making. If the criteria are different at each decision point, please identify the differences.

#### Response:

Regarding the 2027 TCPL PA, provided as Attachment 6 to the Empress Capacity Resource Assessment, pursuant to Section 13(g), the Company has the right to withdraw its service request under the Precedent Agreement at any time and may incur Cancellation Charges accrued at that time. Withdrawal from the 2027 TCPL PA would trigger a termination of the 2024 Early Start capacity as well. CONFIDENTIAL DG 23-087 DOE 1-13 provides a list of anticipated events related to the PNGTS FT Contract and the 2027 TCPL PA, a description of the relevant decisions that would be made at that time and the estimated liability at the time of that event.



b) The Company has not formalized a decision-making process for assessing termination of its participation in the projects, but anticipates [BEGIN CONFIDENTIAL]

[END CONFIDENTIAL]

#### DG 23-087 SETTLEMENT AGREEMENT ATTACHMENT A

## Northern Utilities, Inc. DG 23-087

## Petition for Expedited Approval of Empress Capacity Agreements NH Department of Energy Data Requests - Set 1

Date Request Received: 11/07/23

Request No. DOE 1-13

Date of Response: 11/20/2023

Witness: Francis X. Wells

c) Specific decision-making criteria have not been developed. Project cancellation or a failure to obtain regulatory approval on the part of one of the pipelines would jeopardize the capacity path and unless a viable replacement project is anticipated, early termination by Northern of the other projects may be possible although the Company would weigh the consequences of such cancellation carefully. Once regulatory approvals for all projects have been obtained, the risk of cancellation would drop significantly, though the cost of an early termination would increase as project construction progresses.

## DG 23-087 SETTLEMENT AGREEMENT ATTACHMENT A REDACTED

DG 23-087 DOE 1-13 Attachment 1 Page 1 of 5

#### **REDACTED**

### PNGTS FT Contract Timeline

Indicates Northern's Decision
Indicates PNGT's Decision

Quarter	Date	Event	Decision	Estimated Liability if Terminated (USD)	Status	Reference

**REDACTED** 

## TransCanada Precedent Agreement Timeline

Indicates Northern's Decision
Indicates TransCanada's Decision

Quarter	Date	Event	Decision	Estimated Liability if Terminated (USD)	Status	Reference

REDACTED

## TransCanada Precedent Agreement Timeline

Indicates Northern's Decision
Indicates TransCanada's Decision
Indicates PNGTS' Decision
Indicates PNGTS/TCPL Decision

	<u> </u>			Estimated Liability if	<b>.</b>	
Quarter	Date	Event	Decision	Terminated (USD)	Status	Reference

# DG 23-087 SETTLEMENT AGREEMENT ATTACHMENT A DG 23-087 REDACTED DOE 1-13 Attachment 1 Page 4 of 5

Quarter	Estimated L	iability (CAD)	Estimated Liability (USD)
Q1 2023	\$		
Q2 2023	\$		
Q3 2023	\$		
Q4 2023	\$		
Q1 2024	\$		
Q2 2024	\$		
Q3 2024	\$		
Q4 2024	\$		
Q1 2025	\$		
Q2 2025	\$		
Q3 2025	\$		
Q4 2025	\$		
Q1 2026	\$		
Q2 2026	\$		
Q3 2026	\$		
Q4 2026	\$		
Q1 2027	\$		
Q2 2027	\$		
Q3 2027	\$		
Q4 2027	\$		

DG 23-087 SETTLEMENT AGREEMENT ATTACHMENT A

REDACTED

# Estimate of Shared Facilities Costs (\$) for 2027 Eastern System Expansion (Confidential) November 14, 2023

The following is an estimate provided for information purposes only and on a without prejudice basis. Shipper is liable for the actual amount payable as calculated pursuant to the terms of the Precedent Agreement.

Northern Utilities, Inc. - 13,600 GJ/d, Empress to East Hereford from Apr. 1, 2024 to Mar. 31, 2054 (Estimated Exposure Profile for Required Facilities)