

DG 23-087 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.

- a) The Company cannot foresee all circumstances under which it might seek to terminate the precedent agreements early. [BEGIN CONFIDENTIAL]

[END CONFIDENTIAL]

- 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]

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- 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.

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PNGTS FT Contract Timeline

Indicates Northern's Decision

Indicates PNGT's Decision

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

TransCanada Precedent Agreement Timeline

Indicates TransCanada's Decision

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

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TransCanada Precedent Agreement Timeline

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

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

[REDACTED]

Quarter	Estimated Liability (CAD)	Estimated Liability (USD)
Q1 2023	\$	<div></div>
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	\$	

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)

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