

**CASE NO. GR-2009-0434
THE EMPIRE DISTRICT GAS COMPANY**

REBUTTAL TESTIMONY

OF

WENDI P. BROWN

ON BEHALF OF CONSTELLATION NEWENERGY-GAS DIVISION, LLC

SCHEDULE WPB 1

Southern Star Central Gas Pipeline, Inc.
FERC Gas Tariff

Schedule WPB 1.2 – Sheet No. 133 – Firm Storage Service

Schedule WPB 1.1

FSS RATE SCHEDULE
Firm Storage Service

2. APPLICABILITY AND CHARACTER OF SERVICE (Cont'd)

- (c) Gas stored under this rate schedule may be sold in place to other parties having sufficient available Rate Schedules FSS or ISS storage capacity. Parties wishing to make sales of gas in place must notify Southern Star in writing that such sale has occurred by the effective date of the transaction.
- (d) Storage Service under this rate schedule shall be firm up to the MSQ and the MDIQ on any day during the Injection Cycle, and shall be firm up to the MDWQ on any day during the Withdrawal Cycle until Shipper's gas in storage is depleted. Out of cycle injections and withdrawals shall be permitted at Southern Star's reasonable discretion. Southern Star shall exercise such discretion in a non-discriminatory manner.

3. INJECTIONS, WITHDRAWALS AND MAXIMUM STORAGE QUANTITY

(a) General Procedure

Each Shipper shall submit injection and withdrawal nominations, pursuant to Section 9 of the General Terms and Conditions of this Tariff.

The Injection Cycle is April 1 through October 31. The Withdrawal Cycle is November 1 through March 31.

- (b) Each Shipper's available MSQ shall equal that Shipper's Maximum Daily Withdrawal Quantity times 33.
- (c) Daily Injection Quantities

The Maximum Daily Injection Quantities for each Shipper are:

- (i) 0.75% of MSQ when Shipper's inventory balance is less than 62.5%;
- (ii) 0.625% of MSQ when Shipper's inventory balance is greater than 62.5%, but less than 75%;

Issued by: Daryl R. Johnson, Vice President, Rates and Regulatory
Issued on: June 29, 2009

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