



Oil & Gas Regulatory

When oil and gas pipeline developers encounter complex regulatory issues and controversies, they turn to Bracewell. We are a preeminent pipeline development firm, with deep regulatory experience that is buttressed by top-flight environmental, transactional, financing and litigation practices.

“Bracewell attorneys are experts in pipeline regulatory matters and have experience of experience working within the industry,” notes *Chambers USA* (2021).

We have helped clients in regulatory approval for multibillion oil and gas projects and transactions. For example, we represented **Phillips 66** in the regulatory process of commencing service on the Gray Oak pipeline project, including a new storage service that was added in response to market conditions resulting in part from the COVID-19 pandemic. We also provided regulatory advice in the development of the \$2 billion cross-border natural gas pipeline system by **Nexus Gas Transmission** and the \$2 billion Permian Highway Pipeline Project by **Kinder Morgan**.

Areas of Focus

Energy Regulatory

Experience

TC Energy Corporation

- approximately \$1.275 billion sale of US midstream assets held by its subsidiary, Columbia Midstream Group, to a subsidiary of UGI Corporation including regulatory work, jurisdictional analysis and responding to buyer diligence

Marketlink, LLC

BRACEWELL

- application for market-based rates for interstate transportation of oil from origin point at Cushing, Oklahoma, to destination points at Houston and Port Arthur, Texas on the US Gulf Coast

White Cliffs Pipeline, L.L.C.

- commercial and regulatory issues associated with open season and contracting

Apache Corporation

- strategic partnership with EPIC Midstream Holdings, LP and Noble Energy Inc. to develop the EPIC Crude Oil Pipeline, including transportation service agreements, tariffs and related regulatory matters
- execution of a long-term agreement with Enterprise Products Partners L.P., committing 100 percent of its Alpine High natural gas liquids to Enterprise and the grant to Apache for an option for a 33 percent equity stake in the Enterprise Shin Oak pipeline, including regulatory issues related to NGL transportation arrangements
- formation of SCM Alpine, LLC, which will own and operate a greenfield NGL y-grade pipeline, including transportation service agreements, tariffs and related regulatory matters

Kinder Morgan, Inc.

- regulatory and commercial counsel for the approximately \$2.0 billion Permian Highway Pipeline Project, designed to transport up to 2.0 billion cubic feet per day of natural gas
- regulatory and commercial counsel for the approximately \$1.7 billion Gulf Coast Express Pipeline Project, designed to transport up to 1.92 billion cubic feet per day of natural gas

Phillips 66 Partners LP

- joint venture construction and operating agreements for the Gray Oak Pipeline, LLC, a joint venture with Andeavor and an equity option with Enbridge Inc., and in a joint venture to develop the new South Texas Gateway Terminal with Buckeye Partners LP, a terminal at the Corpus Christi Bay, including transportation services agreements and related regulatory issues

Cheniere Energy, Inc.

- formation of a joint venture with EIG Global Energy Partners for the development of the Midship pipeline project, an approximately 200 mile, 36-inch, FERC-regulated natural gas pipeline with capacity of up to 1,400 MMcf/day from the Scoop/Stack plays in Oklahoma to Bennington,

Oklahoma, including drafting and negotiating precedent agreements for anchor shippers for the project and advising on regulatory and commercial matters

Delek Logistics Partners LP

- projects involving contractual volume commitments on Delek's Paline Pipeline system, which transports crude oil from Longview, Texas, to the storage and marketing hub in Nederland, Texas

DTE Midstream

- development of a new interstate natural gas pipeline, including the FERC certificate application

Energy Transfer Partners, L.P.

- compliance with common carrier and related legal and regulatory requirements for liquids pipelines
- commercial contracting and energy regulatory issues related to the crude oil Dakota Access Pipeline project

Energy Transfer Partners L.P. (including Sunoco Logistics)

- regulatory counsel on crude oil pipeline projects including Dakota Access, Bayou Bridge, Permian Express 2, Permian Express 3, and other crude oil pipelines on open season and transportation agreement issues and regulatory approvals, including obtaining declaratory orders from FERC approving rates and terms and conditions of service

Enterprise Products Partners L.P., Targa Resources, and Energy Transfer Partners

- various filings in dockets involving the Magellan Petition for Declaratory Order on marketing affiliates and the pending petition for rulemaking on marketing affiliate standards of conduct for oil pipelines, including drafting comments in those dockets for other pipeline companies

Enterprise Products Partners L.P.

- commercial and regulatory issues associated with the development of a new crude oil pipeline from New Mexico and Texas production areas to Midland, TX, including TSA, tariffs, open season and related matters

Equitrans, LP

- preparation, filing, and prosecution of an application for FERC certificate approval of an approximately 37 mile long pipeline which will run from northwestern West Virginia into southeastern Ohio

New Joint Venture Pipeline Company

- preparation, filing, and prosecution of an application for FERC certificate approval of an approximately 255-mile interstate natural gas transmission pipeline to deliver 1.5 billion cubic feet per day of natural gas from receipt points in eastern Ohio to existing pipeline system interconnects in southeastern Michigan

Targa Resources Partners LP

- commercial and regulatory issues associated with the development of the Grand Prix NGL pipeline, including TSA, tariffs, open season and related matters
- Targa Midland Gas Pipeline LLC's development of a new intrastate pipeline, including the authorization for the pipeline to provide interstate transportation services subject to regulation by FERC under Section 311 on the Natural Gas Policy Act of 1978
- Venice Gathering System, a certificated interstate gas pipeline, in pancaked Section 4 rate cases. Cases settled in April of 2017, on eve of hearing when Targa sold the system to one of its shippers.

Black Hills Energy

- regulatory and commercial issues associated with acquisition of an interstate natural gas pipeline in Montana and Wyoming, including FERC certificate approval

Pilgrim Pipeline Holdings, L.L.C.

- greenfield project to develop two parallel pipelines, one moving crude oil from Albany to the New York Harbor and New Jersey refining centers, and the other moving refined products from the New York Harbor and New Jersey refining centers to Upstate New York

EQT Corporation

- commercial contracting and regulatory approvals associated with the sale of its gas utility and receipt by exchange of approximately 200 miles of new interstate natural gas pipeline infrastructure