

SUMMARY TABLE OF CONTENTS

VOLUME I

How to Use the Manual	¶11
FERC Facts	
Locator.....	¶51
Filing Requirements.....	¶52
Dockets.....	¶53
The Commission.....	¶54
General Rules.....	¶55
Rules 101-104: General Provisions (Part 385 — Subpart A)	
Rule 101. Applicability	¶101
Rule 102. Definitions	¶102
Rule 103. Reference to rules	¶103
Rule 104. Rule of construction	¶104
Rules 201-218: Pleadings, Other Filings and Summary Disposition (Part 385 — Subpart B)	
Rule 201. Applicability	¶201
Rule 202. Types of pleadings	¶202
Rule 203. Content of pleading and tariff or rate filings	¶203
Rule 204. Applications	¶204
Rule 205. Tariff or rate filings	¶205
Rule 206. Complaints	¶206
Rule 207. Petitions	¶207
Rule 208. [Removed and Reserved]	¶208
Rule 209. Notices of tariff or rate examination and orders to show cause	¶209
Rule 210. Method of notice; dates established in notice	¶210
Rule 211. Protests other than under Rule 208	¶211
Rule 212. Motions	¶212
Rule 213. Answers	¶213
Rule 214. Intervention	¶214
Rule 215. Amendment of pleadings and tariff or rate filings	¶215
Rule 216. Withdrawal of pleadings	¶216
Rule 217. Summary disposition	¶217
Rule 218. Simplified procedure for complaints involving small controversies	¶218
Rules 401-411: Discovery Procedures (Part 385 — Subpart D)	
Rule 401. Applicability	¶401
Rule 402. Scope of discovery	¶402
Rule 403. Methods of discovery; general provisions	¶403
Rule 404. Depositions during proceedings	¶404
Rule 405. Use of depositions	¶405

Summary Table of Contents

Rule 406. Data requests, interrogatories and requests for production of documents or things	¶406
Rule 407. Inspection of documents and other property	¶407
Rule 408. Admissions	¶408
Rule 409. Subpoenas	¶409
Rule 410. Objections to discovery, motions to quash or to compel, and protective orders	¶410
Rule 411. Sanctions	¶411

Rules 501-510: Hearings (Part 385 — Subpart E)

Rule 501. Applicability	¶501
Rule 502. Initiation of hearing	¶502
Rule 503. Consolidation, severance and extension of close-of-record date by Chief Administrative Law Judge	¶503
Rule 504. Duties and powers of presiding officers	¶504
Rule 505. Right of participants to present evidence	¶505
Rule 506. Examination of witnesses during hearing	¶506
Rule 507. Prepared written testimony	¶507
Rule 508. Exhibits	¶508
Rule 509. Admissibility of evidence	¶509
Rule 510. Miscellaneous provisions	¶510

Rules 601-606: Conferences, Settlements and Stipulations (Part 385 — Subpart F)

Rule 601. Conferences	¶601
Rule 602. Submission of settlement offers	¶602
Rule 603. Settlement negotiations before a settlement judge	¶603
Rule 604. Alternative means of dispute resolution	¶604
Rule 605. Arbitration	¶605
Rule 606. Confidentiality in dispute resolution proceedings	¶606

VOLUME II

Rules 701-717: Decisions (Part 385 — Subpart G)

Rule 701. Applicability	¶701
Rule 702. Definitions	¶702
Rule 703. Contents of decisions	¶703
Rule 704. Rights of participants before initial decision	¶704
Rule 705. Additional powers of presiding officers with respect to briefs	¶705
Rule 706. Initial and reply briefs before initial decision	¶706
Rule 707. Oral argument before initial decision	¶707
Rule 708. Initial decisions by presiding officers	¶708
Rule 709. Other types of decisions	¶709
Rule 710. Waiver of the initial decision	¶710
Rule 711. Exceptions and briefs on and opposing exceptions after initial decision	¶711
Rule 712. Commission review of initial decision in the absence of exceptions	¶712
Rule 713. Request for rehearing	¶713
Rule 714. Certified questions	¶714
Rule 715. Interlocutory appeals to the Commission from rulings of presiding officers	¶715
Rule 716. Reopening	¶716
Rule 717. [Removed]	¶717

Rules 801-802: Shortened Procedures (Part 385 — Subpart H)

Rule 801. Waiver of hearing	¶801
Rule 802. Noncontested proceedings	¶802

Summary Table of Contents

Rules 901-917: Review of Remedial Orders (Part 385 — Subpart I)

Rule 901. Scope	¶901
Rule 902. Definitions	¶902
Rule 903. Request for nondisclosure of information	¶903
Rule 904. Commencement of proceeding	¶904
Rule 905. Stay of contested order	¶905
Rule 906. Pleadings	¶906
Rule 907. New facts and issues	¶907
Rule 908. Discovery	¶908
Rule 909. Hearing	¶909
Rule 910. Conduct of the hearing	¶910
Rule 911. Burden of proof	¶911
Rule 912. Proposed findings of fact, conclusions of law, and comments	¶912
Rule 913. Proposed order	¶913
Rule 914. Commission action	¶914
Rule 915. Off-the-record communications	¶915
Rule 916. Withdrawal of petition for review	¶916
Rule 917. Sanctions	¶917

Rules 1001-1013: Review of Adjustment Request Denials (Part 385 — Subpart J)

Rule 1001. Scope	¶1001
Rule 1002. Definitions	¶1002
Rule 1003. Request for nondisclosure of information	¶1003
Rule 1004. Commencement of proceedings	¶1004
Rule 1005. Replies	¶1005
Rule 1006. Request for hearing	¶1006
Rule 1007. Presiding officer	¶1007
Rule 1008. Hearings	¶1008
Rule 1009. Proof	¶1009
Rule 1010. Certification of the record	¶1010
Rule 1011. Final order	¶1011
Rule 1012. Off-the-record communications	¶1012
Rule 1013. Attachments to pleadings	¶1013

Rules 1101-1117: Petitions for Adjustments Under the NGPA (Part 385 — Subpart K)

Rule 1101. Applicability	¶1101
Rule 1102. Definitions	¶1102
Rule 1103. Commencement of proceeding	¶1103
Rule 1104. Initial petition	¶1104
Rule 1105. Intervention	¶1105
Rule 1106. Other filings	¶1106
Rule 1107. Evaluations	¶1107
Rule 1108. Criteria	¶1108
Rule 1109. Orders	¶1109
Rule 1110. Review of initial decision and order for adjustment	¶1110
Rule 1111. Conferences	¶1111
Rule 1112. Requests for confidential treatment	¶1112
Rule 1113. Interim relief	¶1113
Rule 1114. Motions	¶1114
Rule 1115. Procedural rulings	¶1115
Rule 1116. Appeals	¶1116
Rule 1117. Petition for adjustment treated as request for interpretations	¶1117

Summary Table of Contents

Rules 1301-1306: Cooperative Procedure With State Commissions

(Part 385 — Subpart M)

Rule 1301. Policy	¶1301
Rule 1302. Notice	¶1302
Rule 1303. Conferences	¶1303
Rule 1304. Procedure governing matters referred to a board	¶1304
Rule 1305. Joint and concurrent hearings	¶1305
Rule 1306. Intervention by State commissions	¶1306

Rules 1401-1403: Oil Pipeline Proceedings (Part 385 — Subpart N)

Rule 1401. Applicability	¶1401
Rule 1402. Subscriber lists	¶1402
Rule 1403. Petitions for seeking institution of rulemaking proceedings	¶1403

Rules 1501-1511: Civil Penalties Under the FPA (Part 385 — Subpart O)

Rule 1501. Scope	¶1501
Rule 1502. Persons subject to civil penalties	¶1502
Rule 1503. Actions subjecting persons to civil penalties	¶1503
Rule 1504. Maximum civil penalty	¶1504
Rule 1505. Determination of proposed penalty amount	¶1505
Rule 1506. Notice of proposed penalty	¶1506
Rule 1507. Election of procedures and answer	¶1507
Rule 1508. Commission administrative procedures	¶1508
Rule 1509. District court procedures	¶1509
Rule 1510. Modification of civil penalty	¶1510
Rule 1511. Collection of civil penalties	¶1511

Rules 1601-1602: Civil Monetary Penalty Inflation Adjustment (Part 385 — Subpart P)

Rule 1601. Scope and purpose	¶1601
Rule 1602. Civil penalties, as adjusted.....	¶1602

Rules 1901-1907: Miscellaneous (Part 385 — Subpart S)

Rule 1901. Interpretations and interpretative rules under the NGPA	¶1901
Rule 1902. Appeals from action of Staff	¶1902
Rule 1903. Notice in rulemaking proceedings	¶1903
Rule 1904. Copies of transcripts	¶1904
Rule 1905. Subpoenas [superseded by Rule 409]	¶1905
Rule 1906. Depositions [superseded by Rule 404 and Rule 405]	¶1906
Rule 1907. Reports of compliance	¶1907

Rules 2001-2015: Formal Requirements for Filings (Part 385 — Subpart T)

Rule 2001. Filings	¶2001
Rule 2002. Caption of filings	¶2002
Rule 2003. Specifications	¶2003
Rule 2004. Original and copies of filings	¶2004
Rule 2005. Subscription and verification	¶2005
Rule 2006. Docket system	¶2006
Rule 2007. Time	¶2007
Rule 2008. Extensions of time	¶2008
Rule 2009. Notice	¶2009
Rule 2010. Service	¶2010
Rule 2011. Filing on Electronic Media	¶2011
Rule 2012. Petitions for review of Commission orders	¶2012
Rule 2013. Notification of requests for Federal authorizations and requests for further information...¶2013	

Summary Table of Contents

Rule 2014. Petitions for appeal or review of Federal authorizations	¶2014
Rule 2015. Videotapes	¶2015
Rules 2101-2103: Appearance and Practice Before the Commission	
(Part 385 — Subpart U)	
Rule 2101. Appearances	¶2101
Rule 2102. Suspension	¶2102
Rule 2103. Appearance of former employees	¶2103
Rules 2201-2202: Off-the-record Communications; Separation of Functions	
(Part 385 — Subpart V)	
Rule 2201. Rules governing off-the-record communications.....	¶2201
Rule 2202. Separation of functions	¶2202
Public Information and Requests (PART 388)	
388.101. Scope	¶4001
388.102. Notice of proceedings	¶4002
388.103. Notice and publication of decisions, rules, statements of policy, organization, and operations	¶4003
388.104. Informal advice from Commission staff	¶4004
388.105. Procedures for press, television, radio, and photographic coverage	¶4005
388.106. Requests for Commission records available in the Public Reference Room	¶4006
388.107. Commission records exempt from public disclosure	¶4007
388.108. Requests for Commission records not available through the Public Reference Room (FOIA requests)	¶4008
388.109. Fees for record requests	¶4009
388.110. Procedure for appeal of denial of requests for Commission records not publicly available or not available through the Public Reference Room and denial of requests for fee waiver or reduction	¶4010
388.111. Procedures in event of subpoena	¶4011
388.112. Requests for privileged treatment and Critical Energy Infrastructure Information (CEII) treatment for documents submitted to the Commission	¶4012
388.113. Accessing critical energy infrastructure information	¶4013
Index	¶9001