

UNITED STATES OF AMERICA

Before the

FEDERAL ENERGY REGULATORY COMMISSION

Ruby Pipeline, L.L.C.

)

Docket No. CP09-\_\_\_\_-000

NOTICE OF APPLICATION

(January \_\_\_\_\_, 2009)

Take notice that on January \_\_\_\_, 2009, Ruby Pipeline, L.L.C. ("Ruby"), a Delaware corporation, whose mailing address is Post Office Box 1087, Colorado Springs, Colorado 80944, filed an application at Docket No. CP09-\_\_\_\_-000, pursuant to Section 7(c) of the Natural Gas Act ("NGA") and Section 157.5, et seq., of the Federal Energy Regulatory Commission's ("Commission") Regulations Under the NGA, for a certificate of public convenience and necessity authorizing the construction and operation of 42-inch outside diameter natural gas pipeline, compression facilities and measurement facilities, located between Opal, Wyoming and Malin, Oregon. This project is referred to as the "Ruby Pipeline Project" or "Project." As part of the Project, Ruby is seeking Commission authorization to implement new services and rates, and fuel charges. Ruby also respectfully requests that the Commission issue a Preliminary Determination on Non-Environmental Issues by late July or early August 2009 that includes the review and preliminary approval of various contract, rate and tariff provisions

The Ruby Pipeline Project facilities will be comprised of approximately 675 miles of 42" O.D. pipeline, with appurtenances along with numerous meter station facilities at a capital cost of approximately \$3.0 billion. When completed, the pipeline facilities will be capable of transporting and delivering up to 1.5 MDth per day of natural gas to the Malin Hub in southern Oregon.

Questions regarding this Application should be directed to Richard Derryberry, Director, Regulatory Affairs, Ruby Pipeline, L.L.C., P. O. Box 1087, Colorado Springs, Colorado, 80944 at (719)520-3782 or by fax at (719)667-7534; or Craig V. Richardson, Vice President and General Counsel, Ruby Pipeline, L.L.C., P. O. Box 1087, Colorado Springs, Colorado, 80944 at (719)520-4370 or by fax at (719)520-4898.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). Protests will be considered by the commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate.

Docket No. CP09-\_\_\_\_-000

Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20424.

This filing is accessible on-line at <http://www.ferc.gov>, using the "elibrary" link and is available for review in the Commission's Public Reference Room in Washington, D.C. There is an eSubscription" Link on the web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: 5:00 pm Eastern Time on ( , 2009)

Kimberly Bose  
Secretary