

**BEFORE THE  
RAILROAD COMMISSION OF TEXAS**

**FORMAL COMPLAINT OF CNOOC  
ENERGY USA, LLC, AGAINST  
WILLIAMS MLP OPERATING, LLC,  
AND MOCKINGBIRD MIDSTREAM  
GAS SERVICES, LLC**

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**GAS UTILITIES DOCKET  
NO. 10606**

**ORDER FOR LIMITED PURPOSE REMAND**

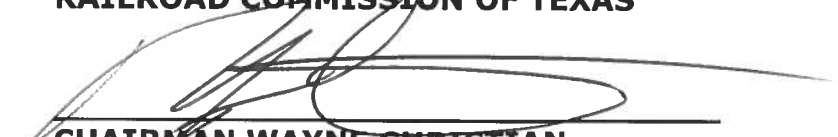
At successive open meetings held on February 11 and March 4, 2020, the ALJ presented to the Commissioners the Proposal for Decision, issued on January 9, 2020. Pursuant to Commission Rule § 1.123(a)(3) (Commission Action), it is **ORDERED** that this docket be remanded for the limited purpose to reconsider the discrimination issue by re-opening the hearing to further develop the record by giving the parties an opportunity to present evidence and argument on which parties, if any, are similarly situated with particular consideration given to:

- a. whether CNOOC and Chesapeake are similarly situated;
- b. whether EXCO and Chesapeake are similarly situated;
- c. whether CNOOC and EXCO are similarly situated;
- d. whether CNOOC and EXCO, respectively, are similarly situated to Shippers 14, 15, 27, and 33; and

thereafter for the examiners to provide an in-depth analysis of the evidence on this similarly-situated requirement in their PFD.


**SIGNED** on March 4, 2020.

**RAILROAD COMMISSION OF TEXAS**

  
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**CHAIRMAN WAYNE CHRISTIAN**

  
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**COMMISSIONER CHRISTI CRADDICK**

  
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**COMMISSIONER RYAN SITTON**

**ATTEST:**  
  
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**SECRETARY**