

- 6.7 Availability of Released Capacity. Released Capacity shall be made available on a nondiscriminatory basis and shall be assigned based on the results of a Bid Period or a pre-arrangement complying with the procedures described below. Overthrust will permit backhaul service but only to the extent that backhauls do not degrade existing firm forward haul service. If backhauls are permitted, they will be assigned a priority pursuant to § 9.1 (~~ed~~).

9.1 Priority of Service. Shippers receiving or requesting service on Overthrust's system shall be entitled to service subject to the availability of pipeline capacity on Overthrust's system in the following order of declining priority:

- (a) All firm transportation service provided at Primary Receipt and Delivery Points.
- (b) All firm transportation service nominated:
  - (1) from a Primary Receipt Point to an Alternate Delivery Point within an MPG, by Shippers with a Primary Delivery Point within the same MPG; and
  - (2) from an Alternate Receipt Point within an MPG, by Shippers with a Primary Receipt Point within the same MPG, to a Primary Delivery point.

If available capacity at an Alternate Receipt Point or Alternate Delivery Point in the MPG is insufficient to accommodate nominations of these Shippers, the available capacity will be awarded *pro rata* based on each Shipper's nomination up to that Shipper's RDC within the MPG.

- (c) All firm transportation service nominated:
  - (1) from an Alternate Receipt Point within a CTP, by Shippers holding primary capacity within the same CTP, to a Primary Delivery Point;
  - (2) from a Primary Receipt Point to an Alternate Delivery Point within a CTP, by Shippers holding primary capacity within the same CTP;
  - (3) from an Alternate Receipt Point within a CTP, by Shippers holding primary capacity within the same CTP, to an Alternate Delivery Point within a MPG, by Shippers holding primary capacity within the same MPG; and
  - (4) from an Alternate Receipt Point within a CTP, by Shippers holding primary capacity within the same CTP, to an Alternate Delivery Point within a CTP, by Shippers holding primary capacity within the same CTP.

If available capacity at an Alternate Receipt Point or Alternate Delivery Point in the CTP or MPG is insufficient to accommodate nominations of these Shippers, the available capacity will be awarded *pro rata* based on each Shipper's nomination up to that Shipper's RDC within the CTP or MPG.

- (d) All firm transportation service nominated:
  - (1) from a Primary Receipt Point to an Alternate Delivery Point outside the CTP;
  - (2) from an Alternate Receipt Point outside the CTP to a Primary Delivery Point;
  - (3) from an Alternate Receipt Point within a CTP, by Shippers holding primary capacity within the same CTP, to an Alternate Delivery Point outside the CTP;
  - (4) From an Alternate Receipt Point outside the CTP to an Alternate Delivery Point within a CTP, by Shippers holding primary capacity within the same CTP; and

- (5) from an Alternate Receipt Point outside the CTP to an Alternate Delivery Point outside the CTP.

If available capacity from a Receipt Point to a Delivery Point is insufficient to accommodate nominations of these Shippers, the available capacity will be awarded *pro rata* based on each Shipper's nomination up to the Shipper's RDC at the Primary Receipt or Delivery Point.

- (e) ~~All firm transportation service provided at Alternate Receipt and/or Delivery Points that are outside the flow path described by the service agreement Primary Receipt and Delivery Points and a~~Any backhauls transportation. If available backhaul capacity is insufficient to accommodate Shipper nominations, the two or more Shippers have the same priority, available backhaul capacity will be prorated awarded pro rata to Shippers on the basis of ~~their Shippers'~~ RDC.
- (f) All interruptible transportation service by rate paid from highest to lowest. Where two or more Shippers are paying the same rate, available capacity shall be scheduled *pro rata* based on each Shipper's daily nominations.
- (g) All Authorized Overrun transportation service prorated based on the amount requested by each Shipper.

31.5 Backhauls/Forwardhauls. Overthrust will permit forwardhauls, up to the contract RDC, and backhauls, up to the contract RDC, to the same Delivery Point at the same time, subject to capacity availability. If backhauls are permitted, they will be assigned a priority pursuant to § 9.1 (~~ee~~).