

Restitution Act of 1986 as of September 30, 1995.

Enron Corp./Austin Hydro Gas Co., et al., 4/5/95, RF340-189, RF340-195

The DOE issued a Decision and Order concerning refund applications that Austin Hydro Gas Company, Inc. (Austin) and General Development Utilities, Inc. (GDU) submitted in the Enron Corporation (Enron) special refund proceeding. The DOE found that those firms were retailers of Enron products who qualified for refunds under the 60% mid-range presumption of injury. However, the DOE found that both firms claimed gallonage purchased outside the refund period and that GDU had inadvertently overestimated its average monthly purchases by including a disproportionate number of winter months in its estimate. Accordingly, the DOE reduced the total gallonage estimates submitted by these firms. The DOE granted Austin and GDU a total refund of \$125,396.

Texaco Inc./MAPCO, Inc., 4/5/95, RR321-152, RF321-21063

The DOE issued a Decision and Order in the Texaco Inc. special refund proceeding granting a Motion for Reconsideration filed by MAPCO, Inc. (MAPCO) and rescinding a refund granted to MAPCO previously. In the Motion, MAPCO sought a refund equal to its full allocable share based on its purchases of Texaco propane. In support of its claim of injury above the medium-range presumption level, the firm submitted information showing the status of its cumulative banked propane cost at the end of the "banking" regulation period, as well as competitive disadvantage analysis for its Texaco purchases of propane. The data submitted showed that MAPCO had accumulated sufficient banks to justify a full volumetric refund, and that the firm may have experienced a substantial competitive disadvantage as a result of its Texaco purchases. Accordingly, the

Motion was granted, and MAPCO received a total refund of \$766,274 (\$526,685 principal and \$239,589 interest). However, MAPCO had previously been granted a refund in the Texaco Inc. special refund proceeding based on the medium-range presumption of injury for its Texaco propane purchases. In its Motion MAPCO chose to abandon the medium-range presumption of injury in its efforts to show injury so as to receive its full allocable share. Therefore MAPCO's prior refund of \$50,000 plus interest was rescinded.

Refund Applications

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

Atlantic Richfield Company/Bowers Oil Co., Inc. et al	RF304-13611	04/07/95
Gulf Oil Corporation/James River Corporation	RF300-21352	04/07/95
Gulf Oil Corporation/Ward School Bus Manufacturing, Inc	RF300-21387	04/07/95
Monsanto Chemical Company	RF272-98770	04/05/95
Monsanto Chemical Company	RF272-98771	
Monsanto Chemical Company	RF272-98772	
Monsanto Chemical Company	RF272-98773	
Monsanto Chemical Company	RF272-98774	
Monsanto Chemical Company	RF272-98821	
Monsanto Chemical Company	RF272-98822	
Monsanto Agrucultural Company	RC272-286	
Parker Brothers & Company, Inc	RF272-77544	04/07/95
Pay-N-Save, Inc	RF272-98812	04/05/95
Shell Oil Company/St. Regis Forest Prod. Div	RF315-8235	04/05/95
Texaco Inc./Bill Boyd's Texaco et al	RF321-20871	04/03/95
Texaco Inc./Glenview Texaco	RF321-19295	04/03/95
Greenbay Pit Stop Service	RF321-19296	
Holiday Texaco	RF321-19297	
Zion Pit Stop #2 Texaco	RF321-19298	
Ravinia Texaco	RF321-19299	
Countryside Texaco	RF321-19300	
Pit Stop #3 Texaco	RF321-19301	
Tower Texaco	RF321-19302	
North Chicago Pit Stop #4	RF321-19303	
Texaco Inc./Lewis & Son Texaco	RF321-21062	04/03/95
Texaco Inc./Monte's Texaco #1	RF321-11318	04/03/95
Charles William Newell	RF321-21061	
Texaco Inc./Stewart's Texaco et al	RF321-20395	04/05/95
Texaco Inc./the Waysider et al	RF321-9371	04/03/95

Dismissals

The following submissions were dismissed:

Name	Case No.
Bamberg Texaco	RF321-8230
Better Roads Inc	RF272-90949
Bill & Bob's Texaco	RF321-19939
Bud Lord's Arco #1	RF304-14836
Bud Lord's Arco #2	RF304-14837
Burt's Texaco	RF321-12873
Central Texaco	RF321-5976
Convenience Marketing Corp	RF321-12599
Dewey County, OK	RF272-86283
Flowers Snack of Tennessee	RF272-94440
Grant's Dairy, Inc	RF272-92810
Ho Ho Kus Texaco	RF321-20811