

Interlocutory Orders, Etc.

IN THE MATTER OF

**SERVICE CORPORATION INTERNATIONAL
AND
ALDERWOODS GROUP, INC.***Docket No. C-4174. Order, September 19, 2007*

Letter approving the petition of SCI to divest certain assets to Janssen Funeral Homes, Inc. and Janssen-Eastman Properties, LLC.

COMMISSION LETTER APPROVING DIVESTITURE

Dear Mr. Schwartz:

This is in reference to the Petition for Approval of Proposed Divestitures to Janssen Funeral Homes, Inc., and Janssen-Eastman Properties, LLC (collectively “Janssen”), filed by Service Corporation International (“SCI”) and received on July 3, 2007 (“Petition”). Pursuant to the Decision and Order in Docket No. C-4174, SCI requests prior Commission approval of its proposal to divest certain assets to Janssen.

After consideration of SCI’s Petition and other available information, the Commission has determined to approve the proposed divestitures as set forth in the Petition. In according its approval, the Commission has relied upon the information submitted and the representations made by SCI and Janssen in connection with SCI’s Petition and has assumed them to be accurate and complete.

By direction of the Commission.

Interlocutory Orders, Etc.

IN THE MATTER OF

**DUKE ENERGY CORPORATION,
PHILLIPS PETROLEUM COMPANY,
AND
DUKE ENERGY FIELD SERVICES L.L.C.**

Docket No. C-3932.

Order, September 26, 2007

Order approving the petition of Duke Energy Company, Spectra Energy Corp. and DCP Midstream, LLC to reopen the Decision and Order in this matter and vacate the Order as it applies to Duke Energy. Petitioners present evidence that Duke Energy has exited the relevant markets, and argue that this constitutes a changed condition of fact that justifies the release of Duke Energy from the Order.

ORDER REOPENING AND MODIFYING ORDER

On May 31, 2007, Duke Energy Company (“Duke Energy”), Spectra Energy Corp. (“Spectra Energy”),¹ and DCP Midstream, LLC² (collectively, “Petitioners”) submitted a petition requesting that the Commission reopen and set aside the order in this matter (“Order”) insofar as the Order applies to respondent Duke Energy.³ Petitioners’ stated reason for setting aside the Order as to Duke Energy is that Duke Energy has exited the relevant markets.

The Petition was filed pursuant to Section 5(b) of the Federal Trade Commission Act, 15 U.S.C. § 45(b), and Section 2.51 of the Commission’s Rules of Practice and Procedure, 16 C.F.R. § 2.51. Petitioners assert that changed circumstances eliminate the

¹ Spectra Energy has become the successor to Duke Energy in this matter through its acquisition of Duke Energy’s assets in the relevant markets. *See infra*.

² DCP Midstream, LLC, a respondent in this matter, was known as “Duke Energy Field Services L.L.C.” at the time the Order was issued.

³ *Petition of Duke Energy Company, Spectra Energy Corp., and DCP Midstream, LLC to Reopen and Modify Decision and Order* (“Petition”) at 1.