

UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
OFFICE OF FOSSIL ENERGY AND CARBON MANAGEMENT

DTE ENERGY TRADING, INC. _____

)
)
)
)
DOCKET NO. 21-106-NG
DOCKET NO. 19-107-NG

ORDER GRANTING BLANKET AUTHORIZATION
TO IMPORT AND EXPORT NATURAL GAS
FROM AND TO CANADA, AND
VACATING PRIOR BLANKET AUTHORIZATION

DOE/FECM ORDER NOS. 4752 AND 4444-A

OCTOBER 14, 2021

I. DESCRIPTION OF REQUEST

On September 23, 2021, DTE Energy Trading, Inc. (DTE Energy Trading) filed an application with the Office of Fossil Energy and Carbon Management (FECM) of the Department of Energy (DOE) under section 3 of the Natural Gas Act (NGA)¹ for blanket authorization to import 160 billion cubic feet (Bcf) of natural gas from Canada by pipeline, and to export 275 Bcf of natural gas to Canada by pipeline. The applicant requests the authorization be granted for a two-year term that began on October 1, 2021.² DTE Energy Trading is a Michigan corporation with its principal place of business in Ann Arbor, Michigan.

Previously, on September 30, 2019, DOE granted DTE Energy Trading authorization in DOE/FE Order No. 4444 to import 160 Bcf of natural gas from Canada, and to export 160 Bcf of natural gas to Canada for a two-year term beginning on December 21, 2019, and extending through December 20, 2021.

On September 23, 2021, DTE Energy Trading requested that DOE vacate its existing authorization in DOE/FE Order No. 4444, effective on October 1, 2021.³

II. FINDING

The application has been evaluated to determine if the proposed import and export arrangements meet the public interest requirement of section 3 of the NGA, as amended by section 201 of the Energy Policy Act of 1992 (Pub. L. 102-486). Under section 3(c), the import

¹ Authority to regulate the imports and exports of natural gas, including liquefied natural gas, under section 3 of the NGA (15 U.S.C. § 717b) has been delegated to the Assistant Secretary for FE in Redelegation Order No. S4-DEL-FE1-2021 issued on March 25, 2021. On July 4, 2021, the Office of Fossil Energy changed its name to the Office of Fossil Energy and Carbon Management.

² DTE Energy Trading's blanket authorization granted in DOE/FE Order No. 4444, extends through December 20, 2021. *See* Application. .

³ *See* Application; *See also* E-mails from Cynthia Klots, General Counsel, DTE Energy Trading, to DOE (Sep. 23, 2021, and Sep. 30, 2021).

and export of natural gas, including liquefied natural gas (LNG), from and to a nation with which there is in effect a free trade agreement requiring national treatment for trade in natural gas and the import of LNG from other international sources are deemed to be consistent with the public interest, and applications for such imports or exports must be granted without modification or delay. The authorization sought by DTE Energy Trading to import and export natural gas from and to Canada, a nation with which a free trade agreement requiring national treatment for trade in natural gas is in effect, meets the section 3(c) criterion and, therefore, is consistent with the public interest. This Order authorizes transactions with terms of not greater than two years.

ORDER

Pursuant to section 3 of the NGA, it is ordered that:

A. DTE Energy Trading is authorized to import 160 Bcf of natural gas from Canada, and to export 275 Bcf of natural gas to Canada, pursuant to transactions that have terms of not greater than two years. This authorization shall be effective for a two-year term that began on October 1, 2021, and extends through September 30, 2023.

B. This natural gas may be imported or exported by pipeline at any point on the border between the United States and Canada.

C. **Monthly Reports:** With respect to the natural gas imports and exports authorized by this Order, DTE Energy Trading shall file with the Office of Regulation, Analysis, and Engagement, within 30 days following the last day of each calendar month, a report indicating whether imports or exports of natural gas have been made. Monthly reports must be filed whether or not initial deliveries have begun. If no imports and/or exports have been made, a report of “no activity” for that month must be filed. If imports and/or exports of natural gas have occurred, the report must give the following details: (1) for imports, the country of origin; (2) for exports, the country of destination; (3) the point(s) of entry and exit; (4) the volume in

thousand cubic feet (Mcf); (5) the average purchase price of gas per million British thermal units (MMBtu) at the international border; (6) the name of the supplier(s); (7) the name of the U.S. transporter(s); (8) the estimated or actual duration of the supply agreement(s); and (9) for imports, the geographic market(s) served (list State(s), U.S. Census Region(s), or general U.S. geographic area(s)).

(Approved by the Office of Management and Budget under OMB Control No. 1901-0294)

D. The first monthly report required by this Order is due not later than November 30, 2021, and should cover the reporting period from October 1, 2021, through October 31, 2021.

E. All monthly report filings on Form FE-746R shall be made to the U.S. Department of Energy (FE-34), Office of Fossil Energy and Carbon Management, Office of Regulation, Analysis, and Engagement, according to the methods of submission listed on the Form FE-746R reporting instructions available at <https://www.energy.gov/fe/services/natural-gas-regulation>.

F. DTE Energy Trading's blanket authorization to import and export natural gas from and to Canada, granted in DOE/FE Order No. 4444 on September 30, 2019, is hereby vacated, effective October 1, 2021.

Issued in Washington, D.C., on October 14, 2021.

Amy R. Sweeney
Director, Office of Regulation, Analysis, and Engagement
Office of Resource Sustainability