

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

BIG RIVER ENERGY, LLC

DOCKET NO. 22-151-NG

ORDER GRANTING BLANKET AUTHORIZATION
TO EXPORT NATURAL GAS TO MEXICO,
TO EXPORT LIQUEFIED NATURAL GAS TO CANADA AND MEXICO BY TRUCK,
TO IMPORT LIQUEFIED NATURAL GAS FROM MEXICO BY TRUCK, AND
TO EXPORT LIQUEFIED NATURAL GAS TO MEXICO BY VESSEL

DOE/FECM ORDER NO. 4938

DECEMBER 15, 2022

I. DESCRIPTION OF REQUEST

On November 22, 2022, Big River Energy, LLC (Big River Energy) filed an application with the Office of Fossil Energy and Carbon Management (FECM) of the Department of Energy (DOE) requesting blanket authorization under section 3 of the Natural Gas Act (NGA)¹ for the authority summarized in the list below. The applicant requests the authorization for a two-year term beginning on December 15, 2022. Big River Energy is a Texas limited liability company with its principal place of business in Houston, Texas.

1. Export natural gas to Mexico by pipeline at any point on the border between the United States and Mexico
2. Import liquefied natural gas (LNG) from Mexico by truck at any LNG receiving facility in the United States and its territories
3. Export LNG to Mexico by vessel from any LNG export terminal in the United States and its territories
4. Export LNG to Canada by truck from any LNG departure facility in the United States and its territories
5. Export LNG to Mexico by truck from any LNG departure facility in the United States and its territories

Export and import authority was requested for up to a combined total volume equivalent to 13.58 billion cubic feet (Bcf) of natural gas.

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 FECM in Redelegation Order No. S4-DEL-FE1-2022, issued on June 13, 2022.

II. **FINDING**

DOE has evaluated the application to determine if the proposed import and/or 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 NGA section 3(c), imports and exports of natural gas, including LNG, from or to any country with which the United States has entered into a free trade agreement (FTA) 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.² DOE must grant such applications without modification or delay.³ The authorization sought by Big River Energy meets the NGA section 3(c) criteria and, therefore, is deemed to be consistent with the public interest.

ORDER

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

A. Big River Energy is authorized for the activity described in the list below. This authorization shall be effective for a two-year term beginning on December 15, 2022, and extending through December 14, 2024.

1. Export natural gas to Mexico by pipeline at any point on the border between the United States and Mexico
2. Import LNG from Mexico by truck at any LNG receiving facility in the United States and its territories
3. Export LNG to Mexico by vessel from any LNG export terminal in the United States and its territories
4. Export LNG to Canada by truck from any LNG departure facility in the United States and its territories
5. Export LNG to Mexico by truck from any LNG departure facility in the United States and its territories

The applicant is authorized to export and import up to a combined total volume equivalent to 13.58 Bcf of natural gas.

2. 15 U.S.C. § 717b(c).

3. *Id.*

B. **Monthly Reports:** With respect to the imports and/or exports authorized by this Order, Big River Energy shall file with the Office of Regulation, Analysis, and Engagement, within 30 days following the last day of each calendar month, a report on Form FE-746R indicating whether imports and/or exports 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 have occurred, the report must provide the information specified for each applicable activity and mode of transportation, as set forth in the Guidelines for Filing Monthly Reports. These Guidelines are available at: <https://www.energy.gov/fecm/guidelines-filing-monthly-reports>.

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

C. The first monthly report required by this Order is due not later than January 30, 2023, and should cover the reporting period from December 15, 2022 through December 31, 2022.

Issued in Washington, D.C., on December 15, 2022.

Amy R. Sweeney

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Director, Office of Regulation, Analysis, & Engagement

Office of Resource Sustainability

Digitally signed by Amy R. Sweeney. Date: 2022.12.15 11:19:03 -05:00