

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

NEXTERA ENERGY MARKETING, LLC)

FE DOCKET NO. 19-29-NG
FE DOCKET NO. 18-176-NG

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

DOE/FE ORDER NOS. 4359 AND 4310-A

MARCH 18, 2019

I. DESCRIPTION OF REQUEST

On March 6, 2019, NextEra Energy Marketing, LLC (NextEra Energy Marketing) filed an application with the Office of Fossil Energy (FE) of the Department of Energy (DOE) under section 3 of the Natural Gas Act (NGA)¹ for blanket authorization to import and export natural gas from and to Canada and to export natural gas to Mexico up to a combined total of 1,750 billion cubic feet (Bcf) via pipeline. The applicant requests the authorization be granted for a two-year term beginning on the date this Order is issued. NextEra Energy Marketing is a Delaware limited liability company with its principal place of business in Juno Beach, Florida.

Previously, on November 26, 2018, NextEra Energy Marketing was granted authorization in DOE/FE Order No. 4310 to import and export up to a combined total of 120 Bcf of natural gas from and to Canada for a two-year term beginning on January 10, 2019, and extending through January 9, 2021.² On March 6, 2019, NextEra Energy Marketing requested that DOE/FE vacate its existing authorization in DOE/FE Order No. 4310, effective the date the proposed Order is issued.³

II. FINDING

The Application has been evaluated to determine if the proposed import and/or export arrangement meets 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 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

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 Redefinition Order No. 00-006.02 issued on November 17, 2014.

² NextEra Energy Marketing's blanket authorization to import and export natural gas from and to Canada, granted in DOE/FE Order No. 4310 on November 26, 2018, extends through January 9, 2021.

³ See e-mail from William Lavarco, Senior Attorney, Federal Regulatory Affairs, NextEra Energy, Inc., to DOE/FE (Mar. 6, 2019).

the import of LNG from other international sources are deemed to be consistent with the public interest, and applications for such imports and exports, must be granted without modification or delay. The authorization sought by NextEra Energy Marketing to import and export natural gas from and to Canada and to export natural gas to Mexico, nations with which free trade agreements requiring national treatment for trade in natural gas are in effect, meets the section 3(c) criterion and, therefore, is consistent with the public interest. This Order authorizes transactions with terms of no longer than two years.

ORDER

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

A. NextEra Energy Marketing is authorized to import and export natural gas from and to Canada and to export natural gas to Mexico, up to a combined total of 1,750 Bcf of natural gas, pursuant to transactions that have terms of no longer than two years. This authorization shall be effective for a two-year term beginning on March 18, 2019, and extending through March 17, 2021.

C. This natural gas may be imported and exported via pipeline at any point on the border between the United States and Canada, and at any point on the border between the United States and Mexico.

D. **Monthly Reports:** With respect to the natural gas imports and exports authorized by this Order, NextEra Energy Marketing 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 markets 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)

E. The first monthly report required by this Order is due not later than April 30, 2019, and should cover the reporting period from March 18, 2019, through March 31, 2019.

F. All monthly report filings on Form FE-746R shall be made to the U.S. Department of Energy (FE-34), Office of Fossil Energy, 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>.

G. NextEra Energy Marketing's blanket authorization to import and export natural gas from and to Canada, granted in DOE/FE Order No. 4310 on November 26, 2018, is hereby vacated effective March 18, 2019.

Issued in Washington, D.C., on March 18, 2019.

Amy R. Sweeney
Director, Division of Natural Gas Regulation