



Cheniere Energy, Inc.
700 Milam Street, Suite 1900
Houston, Texas 77002
phone: 713.375.5000
fax: 713.375.6000

RECEIVED

By Docket Room at 4:07pm, Nov. 3, 2020

November 3, 2020

Ms. Amy Sweeney
Office of Regulatory and International Engagement
Office of Fossil Energy
Forrestal Building, FE-34, Room 3E-052
1000 Independence Ave., S.W.
Washington, D.C. 20585

Re: Sabine Pass Liquefaction, LLC
FE Docket Nos. 10-85-LNG, 10-111-LNG, 13-30-LNG, 13-42-LNG, 13-121-LNG, 14-92-LNG, 15-63-LNG, and 19-125-LNG (DOE/FE Order Nos. 2833, 2833--A, 2961-A, 2961-D, 3306, 3306-A, 3306-B 3307, 3307-A, 3307-B, 3384, 3384-A, 3384-B, 3595, 3595-A, 3669, 3669-B, 3669-C, 3792, 3792-B, 4520 & 4520-A)
Request for Contract Consolidation

Dear Ms. Sweeney:

Sabine Pass Liquefaction, LLC (“Sabine Pass”) submits this letter requesting to incorporate its contracts issued under Sabine Pass’ existing long-term authorizations to export liquefied natural gas across each of its DOE/FE Orders listed below, each as amended and extended by DOE/FE’s October 28, 2010 Order Extending Export Term for Authorizations to Free Trade and Non-Free Trade Agreement Nations Through December 31, 2050. Sabine Pass holds the following U.S. Department of Energy Authorizations allowing long-term export of LNG from its Sabine Pass LNG Terminal located in Cameron Parish, Louisiana:

- DOE/FE Order No. 2833, authorizing Sabine Pass to export 803 Bcf/yr from Trains 1-4 to FTA countries;¹
- DOE/FE Order No. 2961-A (as amended), authorizing the export of 803 Bcf/yr from Trains 1-4 to non-FTA countries;²
- DOE/FE Order No. 3306, authorizing the export of 101 Bcf/yr from Trains 5 and 6 to FTA countries;³
- DOE/FE Order No. 3307, authorizing the export of 88.3 Bcf/yr from Trains 5 and 6 to FTA countries;⁴
- DOE/FE Order No. 3384, authorizing the export of 314 Bcf/yr from Trains 5 and 6 to FTA countries.⁵
- DOE/FE Order No. 3595, authorizing the export of an additional 203 Bcf/yr from Trains 1-4 to FTA countries;⁶
- DOE/FE Order No. 3669-B (as amended), authorizing the export of 503.3 Bcf/yr from Trains 5-6 to non-FTA countries;⁷
- DOE/FE Order No. 3792, authorizing the export of 203 Bcf/yr from Trains 1-4 to non-FTA countries.⁸
- DOE/FE Order No. 4520, authorizing the export of 152.64 Bcf/yr from Trains 1-6 to FTA countries.⁹

¹ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 2833, FE Docket No. 10-85-LNG (Sept. 7, 2010), as extended by DOE/FE Order No. 2833-A (Oct. 28, 2020).

² *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 2961-A, FE Docket No. 10-111-LNG (Aug. 7, 2012); *see also Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 2961-C, FE Docket No. 10-111-LNG (May 4, 2016) (amending DOE/FE Order Nos. 2961-A and 2961-B) , as extended by DOE/FE Order No. 2961-D (Oct. 28, 2020) .

³ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3306, FE Docket No. 13-30-LNG (Jul. 11, 2013), as extended by DOE/FE Order No. 3306-B (Oct. 28, 2020).

⁴ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3307, FE Docket No. 13-42-LNG (Jul. 12, 2013), as extended by DOE/FE Order No. 3307-B (Oct. 28, 2020).

⁵ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3384, FE Docket No. 13-121-LNG (Jan. 22, 2014), Errata Notice (Feb. 24, 2015), as extended by DOE/FE Order No. 3384-B (Oct. 28, 2020); *see also Sabine Pass Liquefaction, LLC*, DOE/FE Order Nos. 3306-A, 3307-A, 3384-A, and 3669-B, FE Docket Nos. 13-30-LNG, 13-42-LNG, and 13-121-LNG (Consolidated) (Oct. 31, 2017).

⁶ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3595, FE Docket No. 14-92-LNG (Feb. 12, 2015), as extended by DOE/FE Order No. 3595-A (Oct. 28, 2020).

⁷ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3669, FE Docket Nos. 13-30-LNG, 13-42-LNG, and 13-121-LNG (June 26, 2015), as extended by DOE/FE Order No. 3669-C (Oct. 28, 2020); *see also Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3669-B, FE Docket Nos. 13-30-LNG, 13-42-LNG, and 13-121-LNG (Consolidated) (Oct. 31, 2017).

⁸ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3792, FE Docket No. 15-63-LNG (Mar. 11, 2016), as extended by DOE/FE Order No. 3792-B (Oct. 28, 2020).

⁹ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 4520, FE Docket No. 19-125-LNG (April 14, 2020), as extended by DOE/FE Order No. 4520-A (Oct. 28, 2020).

Sabine Pass was initially authorized to export 803.3 Bcf/year from its initial four natural gas liquefaction trains (Trains 1 – 4). This volume was subsequently expanded to capture additional production volumes of 203 Bcf/yr from Trains 1 – 4 (“excess capacity” authorizations). Subsequent to these approvals, Sabine Pass undertook an expansion of its facility, by adding two additional natural gas liquefaction trains (Trains 5 – 6) and received approval to export an additional 503.3 Bcf/yr from the Sabine Pass Expansion Project. Sabine Pass has filed multiple contracts under the various Orders which are applicable to the above authorizations. In some cases, the contracts were filed specific to the Trains that were authorized, and others were filed under all relevant DOE authorizations. For purposes of reporting under our existing long-term authorizations to export liquefied natural gas, this complex set of orders and contract references creates a significant administrative burden and creates potential reporting error risk that we would like to remedy now that most of our facilities are online and operating.

The Sabine Pass LNG Terminal currently has 5 operating LNG trains, with Train 6 expected to come online in the second half of 2022. The Liquefaction Trains share common infrastructure, including LNG storage tanks and marine berths, and are operated as a single integrated facility. Consistent with usual commodity operations, there is no physical separation of the LNG produced by contract, nor is there a requirement in the contracts that LNG be produced by specific infrastructure at the facility. Therefore, to align our reporting under existing long-term authorizations to export liquefied natural gas in a way that reflects our operations, Sabine Pass is proposing to incorporate by reference all below-listed long-term LNG sales contracts under each of DOE/FE export Orders for the Sabine Pass LNG facility.

To accomplish this alignment, Sabine Pass requests that the contracts that were filed in association with an individual Order be incorporated by reference (as applicable) under all DOE/FE export Orders issued to Sabine Pass. Sabine Pass will continue to manage the reporting obligations in full compliance with the existing Orders.

Table 1 details the long-term LNG sales contracts and the specific Order(s) each contract has been filed under. As detailed below, the Orders as issued were relevant to particular facilities, however, there is no differentiation during operations. Therefore, Sabine Pass is requesting to align reporting procedures that align with the highlighted contracts below being reportable under any existing Order for the applicable type of approval (FTA or non-FTA).

Table 1. Listing of Contracts¹ filed and the Applicable FE Docket numbers for the Sabine Pass Liquefaction Project					
Counter Party	Date Filed	Applicable Dockets / Order Nos.	Trains 1 - 4 803.3	Trains 1 - 4 203	Trains 5 - 6 503.3
BG Gulf Coast LNG, LLC	27-Oct-15	FE Docket Nos. 10-85-LNG & 10-111-LNG (DOE/FE Order Nos. 2833 & 2961-A)	x		
Centrica LNG Company Limited f/k/a Centrica plc	20-Oct-15	FE Docket No. 13-42-LNG (DOE/FE Order Nos. 3307 and 3669)			x
Cheniere Marketing, LLC ²	23-Jan-17	FE Docket Nos. 10-85-LNG & 10-111-LNG (DOE/FE Order Nos. 2833 & 2961-A)	x		
Cheniere Marketing, LLC ²	3-Jul-19	FE Docket Nos. 10-85-LNG, 10-111-LNG, 13-30-LNG, 13-42-LNG, 13-121-LNG, 14-92-LNG & 15-63-LNG (DOE/FE Order Nos. 2833, 2961-A, 3306, 3306-A, 3307, 3307-A, 3384, 3384-A, 3595, 3669, 3669-B & 3792)	x	x	x
CPC Corporation, Taiwan	10-Sep-18	FE Docket Nos. 10-85-LNG, 10-111-LNG, 13-30-LNG, 13-42-LNG, 13-121-LNG, 14-92-LNG & 15-63-LNG (DOE/FE Order Nos. 2833, 2961-A, 3306, 3306-A, 3307, 3307-A, 3384, 3384-A, 3595, 3669, 3669-B & 3792)	x	x	x
GAIL (India) Limited	27-Oct-15	10-85-LNG & 10-111-LNG (DOE/FE Order Nos. 2833 & 2961-A)	x		
Naturgy LNG GOM, Limited f/k/a Gas Natural Aproveisionamientos SDG S.A.	27-Oct-15	10-85-LNG & 10-111-LNG (DOE/FE Order Nos. 2833 & 2961-A)	x		
Korea Gas Corporation	27-Oct-15	10-85-LNG & 10-111-LNG (DOE/FE Order Nos. 2833 & 2961-A)	x		
Petronas LNG Ltd.	19-Dec-18	FE Docket Nos. 10-85-LNG, 10-111-LNG, 13-30-LNG, 13-42-LNG, 13-121-LNG, 14-92-LNG & 15-63-LNG (DOE/FE Order Nos. 2833, 2961-A, 3306, 3306-A, 3307, 3307-A, 3384, 3384-A, 3595, 3669, 3669-B & 3792)	x	x	x

Table 1.					
Listing of Contracts¹ filed and the Applicable FE Docket numbers for the Sabine Pass Liquefaction Project					
Counter Party	Date Filed	Applicable Dockets / Order Nos.	Trains 1 - 4 803.3	Trains 1 - 4 203	Trains 5 - 6 503.3
Polskie Gornictwo Naftowe Gazownictwo S.A. (PGNiG)	14-Nov-18	FE Docket Nos. 10-85-LNG, 10-111-LNG, 13-30-LNG, 13-42-LNG, 13-121-LNG, 14-92-LNG & 15-63-LNG (DOE/FE Order Nos. 2833, 2961-A, 3306, 3306-A, 3307, 3307-A, 3384, 3384-A, 3595, 3669, 3669-B & 3792)	x	x	x
Total Gas and Power North America, Inc. (TGPNA)	11-Sep-15	FE Docket No. 13-30-LNG (DOE/FE Order Nos. 3306 and 3669)			x
Trafigura Pte Ltd.	6-Aug-18	FE Docket Nos. 10-85-LNG, 10-111-LNG, 13-30-LNG, 13-42-LNG, 13-121-LNG, 14-92-LNG & 15-63-LNG (DOE/FE Order Nos. 2833, 2961-A, 3306, 3306-A, 3307, 3307-A, 3384, 3384-A, 3595, 3669, 3669-B)	x	x	x
Vitol Inc.	3-Jul-19	FE Docket Nos. 10-85-LNG, 10-111-LNG, 13-30-LNG, 13-42-LNG, 13-121-LNG, 14-92-LNG & 15-63-LNG (DOE/FE Order Nos. 2833, 2961-A, 3306, 3306-A, 3307, 3307-A, 3384, 3384-A, 3595, 3669, 3669-B & 3792)	x	x	x

1. This list represents the underlying contracts but also incorporate by reference all other filings related to these contracts (eg, amendments, counterparty name changes, etc)
2. Subsequently assigned to CMI LLP

Sabine Pass submits that this request is consistent with the DOE's October 31, 2017, Order issued in FE Docket Nos. 13-30-LNG, 13-42-LNG, and 13-121-LNG (consolidated), in which the DOE found that "the export authorizations granted in the Stage 3 Orders [DOE/FE Order Nos. 3306, 3307, 3384, and 3669] are not contingent on exports occurring solely in accordance with the terms of the particular SPAs referenced in the Stage 3 Orders." In this Order, the DOE "saw no useful purpose in unnecessarily restricting SPL from conducting its business operations as it saw fit, when SPL was still bound by the volume limits and other terms and conditions of the authorizations issued to it. This approach is consistent, moreover, with DOE's established Policy Guidelines of minimizing governmental interference in the market except as necessary to carry out its statutory mandate under the Natural Gas Act."¹⁰

Should you have any questions, please feel free to contact the undersigned at (713) 375-5000 or Janna Chesno at (202) 442-3064.

Respectfully submitted,

Karri Mahmoud

Karri Mahmoud
Sabine Pass Liquefaction, LLC

cc: Florian Pintgen, Vice President, Commercial Operations

¹⁰ Sabine Pass Liquefaction, LLC, DOE/FE Order Nos. 3306-A, 3307-A, 3384-A, and 3669-B, FE Docket Nos. 13-30-LNG, 13-42-LNG, and 13-121-LNG (Consolidated) (Oct. 31, 2017).