

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

UNITED STATES GYPSUM COMPANY

FE DOCKET NO. 08-92-NG

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

DOE/FE ORDER NO. 2571

OCTOBER 7, 2008

I. DESCRIPTION OF REQUEST

On September 5, 2008, United States Gypsum Company (U.S. Gypsum) 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 up to 27 billion cubic feet (Bcf) of natural gas from Canada. The applicant requests the authorization be granted for a two-year term beginning on the date this Order is issued.² U.S. Gypsum is a Canadian corporation with its principal place of business in Calgary, Alberta.

Additionally, on October 18, 2007, U.S. Gypsum was granted blanket authorization in DOE/FE Order No. 2419 to import natural gas from Canada for a two year term beginning November 1, 2007, and extending through October 31, 2009 (2 FE ¶ 71,537). U.S. Gypsum requests that DOE/FE Order No. 2419 be vacated, effective the date this Order is issued, since the proposed authorization will supersede the current blanket authorization.

II. FINDING

The application has been evaluated to determine if the proposed import 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 the import of LNG from other international sources are deemed to be consistent with the public interest and must be granted without modification or delay. The authorization sought by U.S. Gypsum to import natural gas from Canada, a nation with which a free trade agreement is in effect, meets

¹/ 15 U.S.C. § 717b. This authority is delegated to the Assistant Secretary for FE pursuant to Redefinition Order No. 00.002.04C (January 30, 2007).

²/ U.S. Gypsum was granted long-term authorization to import natural gas from Canada, by DOE/FE Order No. 1272 on May 6, 1997, which extends through November 1, 2008 (1 FE ¶ 71,402).

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. U.S. Gypsum is authorized to import up to 27 Bcf of natural gas from Canada, pursuant to transactions that have terms of no longer than two years. This authorization shall be effective for a two-year term beginning on October 7, 2008, and extending through October 6, 2010.

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

C. **Monthly Reports:** With respect to the natural gas imports authorized by this Order, U.S. Gypsum shall file with the Office of Natural Gas Regulatory Activities, within 30 days following the last day of each calendar month, a report indicating whether imports of natural gas have been made. Monthly reports must be filed whether or not initial deliveries have begun. If no imports have been made, a report of “no activity” for that month must be filed. If imports of natural gas have occurred, the report must give the following details: (1) the country of origin; (2) the point(s) of entry; (3) the volume in thousand cubic feet (Mcf); (4) the average purchase price of gas per million British thermal units (MMBtu) at the international border; (5) the name of the supplier(s); (6) the name of the U.S. transporter(s); (7) the estimated or actual duration of the supply agreement(s); and (8) the geographic markets(s) served (list State(s), U.S. Census Region(s), or general U.S. geographic area(s)).

[OMB No.: 1901-0294]

D. The first monthly report required by this Order is due not later than November 30, 2008, and should cover the reporting period from October 7, 2008 through October 6, 2008.

E. All monthly report filings shall be made to U.S. Department of Energy (FE-34), Office of Fossil Energy, Office of Natural Gas Regulatory Activities, P.O. Box 44375, Washington, D.C. 20026-4375 Attention: Ms. Yvonne Caudillo. Alternatively, reports may be e-mailed to Ms. Caudillo at Yvonne.caudillo@hq.doe.gov or ngreports@hq.doe.gov, or may be faxed to Ms. Caudillo at (202) 586-6050.

F. U.S. Gypsum's blanket authorization to import natural gas from Canada granted in DOE/FE Order No. 2419, issued on October 18, 2007, is hereby vacated, upon the issuance of this Order.

Issued in Washington, D.C., on October 7, 2008.



R. F. Corbin
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Office of Oil and Gas Global Security and Supply
Office of Fossil Energy