

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

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NEXTERA ENERGY POWER MARKETING, LLC

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) FE DOCKET NO. 09-23-NG

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

DOE/FE ORDER NO. 2635

MAY 1, 2009

## I. DESCRIPTION OF REQUEST

On March 30, 2009, NextEra Energy Power Marketing, LLC (NextEra) 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),<sup>1</sup> for blanket authorization to import up to 73 billion cubic feet (Bcf) of natural gas from Canada and to export up to 14.6 Bcf of natural gas to Canada. The applicant requests the authorization be granted for a two-year term beginning on April 6, 2009. NextEra is a Delaware corporation with its principal place of business in Houston, Texas.

Additionally, FPL Energy Power Marketing, Inc. (PMI) was granted blanket authorization to import and export natural gas from and to Canada by DOE/FE Order No. 2390 (Order 2390) on August 30, 2007, which extends through August 29, 2009 (2 FE ¶ 71,488). On March 12, 2009, PMI changed its name to NextEra Energy Power Marketing, LLC. As a result, NextEra requested that an authorization to import and export be granted under its new name, and that the current authorization in Order 2390 be vacated upon issuance of the new authorization. The blanket authority granted to PMI was vacated under a separate order on April 6, 2009 (DOE/FE Order No. 2390-A). This authorization is being granted for a two-year term beginning on April 6, 2009, in order to provide NextEra continuous authority to import and export natural gas.

## II. FINDING

The application has been evaluated to determine if the proposed import and export arrangement meets the public interest requirement of section 3 of the NGA, as amended by

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<sup>1</sup>/ 15 U.S.C. § 717b. This authority is delegated to the Assistant Secretary for FE pursuant to Redlegation Order No. 00-002.04D (November 6, 2007).

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 NextEra to import and export natural gas from and to Canada, a nation with which a free trade agreement is in effect, meets the section 3(c) criteria 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 is authorized to import up to 73 Bcf of natural gas from Canada and to export up to 14.6 Bcf of natural gas to Canada pursuant to transactions that have terms of no longer than two years. This authorization shall be effective for a two-year term which began on April 6, 2009, and extends through April 5, 2011.

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

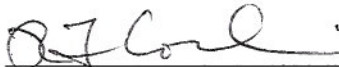
C. **Monthly Reports:** With respect to the natural gas imports and exports authorized by this Order, NextEra shall file a report with the Office of Natural Gas Regulatory Activities within 30 days following the last day of each calendar month indicating whether imports and/or exports of natural gas have been made. Monthly reports shall be filed whether or not initial deliveries have begun. If imports and/or exports have not occurred, 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)). [OMB No. 1901-0294]

D. The first monthly report required by this Order is due not later than May 30, 2009, and should cover the reporting period from April 6, 2009 through April 30, 2009.

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](mailto:yvonne.caudillo@hq.doe.gov) or [ngreports@hq.doe.gov](mailto:ngreports@hq.doe.gov), or may be faxed to Ms. Caudillo at (202) 585-6050.

Issued in Washington, D.C., on May 1, 2009.



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R. F. Corbin  
Manager, Natural Gas Regulatory Activities  
Office of Oil and Gas Global Security and Supply  
Office of Fossil Energy