

UNITED STATES OF AMERICA  
DEPARTMENT OF ENERGY  
OFFICE OF FOSSIL ENERGY

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CONOCOPHILLIPS CANADA MARKETING )  
& TRADING ULC )  
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FE DOCKET NO. 09-119-NG

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

DOE/FE ORDER NO. 2728

NOVEMBER 19, 2009

## I. DESCRIPTION OF REQUEST

On November 3, 2009, ConocoPhillips Canada Marketing & Trading ULC (ConocoPhillips Canada) 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 and export up to a combined total of 100 billion cubic feet (Bcf) of natural gas from and to Canada. The applicant requests the authorization be granted for a two-year term beginning on the date this Order is issued. ConocoPhillips Canada is an Alberta unlimited liability corporation with its principal place of business in Calgary, Alberta.

Additionally, on April 3, 2009, ConocoPhillips Canada was granted authorization in DOE/FE Order No. 2626 to import natural gas from Canada for a two-year term beginning on April 3, 2009, and extending through April 2, 2011. On November 3, 2009, ConocoPhillips Canada notified FE that the new authorization requested would encompass these volumes, as well as additional volumes of exports of natural gas to Canada. Therefore, ConocoPhillips Canada requests that DOE/FE Order No. 2626 be vacated, effective the date this Order is issued, since the requested authorization will supersede the current blanket authorization.

## 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 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

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

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 ConocoPhillips Canada 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. ConocoPhillips Canada is authorized to import and export up to a combined total of 100 Bcf of natural gas from and to 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 November 19, 2009, and extending through November 18, 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, ConocoPhillips Canada 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/or


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 agreements(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 December 30, 2009, and should cover the reporting period from November 19, 2009 through November 30, 2009.

E. All monthly report filings shall be made to the 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) 586-6050.

F. The blanket authorization to import natural gas from Canada in DOE/FE Order No. 2626, issued to ConocoPhillips Canada on April 3, 2009, is hereby vacated upon issuance of this Order.

Issued in Washington, D.C., on November 19, 2009.



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Office of Oil and Gas Global Security and Supply  
Office of Fossil Energy