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September 2, 2015

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Submitted by e-mail to fergas@hq.doe.gov

Mr. John Anderson Office of Fuels Programs, Fossil Energy U.S. Department of Energy Docket Room 3F-056, FE-50 Forrestal Building 1000 Independence Avenue, S.W. Washington, D.C. 20585

> Re: Request to Vacate FTA Authorization and Withdraw Non-FTA Application Excelerate Liquefaction Solutions I, LLC FE Docket Nos. 12-61-LNG and 12-146-LNG

Dear Mr. Anderson:

Excelerate Liquefaction Solutions, I, LLC ("ELS") respectfully requests that the Department of Energy's Office of Fossil Energy ("DOE/FE") (1) vacate DOE/FE's Order No. 3128, in Docket No. 12-61-LNG, authorizing ELS to export LNG to countries with which the United States has a Free Trade Agreement ("FTA") requiring national treatment for trade in natural gas and (2) permit the withdrawal of ELS's application in Docket No. 12-146-LNG to export LNG to countries with which the United States does not have an FTA.

On August 9, 2012, the DOE/FE issued Order No. 3128 authorizing ELS to export up to 504 billion cubic feet per year of natural gas for a 20-year term to countries with which the United States has an FTA. Subsequently, on October 5, 2012, ELS submitted an application to the DOE/FE for long-term, multi-contract authorization export domestically produced LNG in an amount up to 10 million metric tons per year for a 20-year term to countries with which the United States does not have an FTA requiring national treatment for trade in natural gas ("Non-FTA Application").

In related proceedings, subsidiaries of ELS¹ filed applications with the Federal Energy Regulatory Commission ("Commission") on February 6, 2014 seeking authorization for

¹ The applicants in the FERC proceeding are Excelerate Liquefaction Solutions (Port Lavaca I), LLC, Excelerate Liquefaction Solutions (Port Lavaca 2), LLC, and Lavaca Bay Pipeline System, LLC (collectively, "Excelerate").

proposed LNG export facilities under Section 3 of the Natural Gas Act and a certificate of public convenience and necessity for a feeder gas pipeline under Section 7 of the Natural Gas Act (the "Project").

Following an internal evaluation of the economic value of the Project, ELS has determined that it will no longer pursue further efforts to export LNG under Order No. 3128 or as contemplated under the Non-FTA Application filed in Docket No. 12-146-LNG. Accordingly, ELS (1) requests that DOE/FE vacate ELS's authorization under Order No. 3128 and (2) pursuant to 10 C.F.R. § 590.204(c), hereby gives notice of, and requests that DOE/FE permit, the withdrawal of the Non-FTA Application. ELS subsidiaries will—concurrently and in a separate letter to the Commission—provide notice of withdrawal of the Project proceedings at the Commission.

Please do not hesitate to contact the undersigned with any questions regarding this matter.

Very truly yours,

<u>/s/ Thomas E. Holmberg</u> Thomas E. Holmberg Baker Botts, L.L.P. The Warner Building 1299 Pennsylvania Ave., NW Washington, D.C. 20004-2400 (202) 639-7965 thomas.holmberg@bakerbotts.com

CERTIFICATE OF SERVICE

I hereby certify that I have this day caused the foregoing to be served upon each person designated on the official service list in this docket and on the Office of Fossil Energy, Department of Energy for inclusion in the FE docket in the proceeding, in accordance with the Department's regulations, 10 C.F.R. § 590.107 (2015).

Dated at Washington, D.C., this 2nd day of September 2015.

<u>/s/ Gina Sagar</u> Gina Sagar Baker Botts L.L.P. 1299 Pennsylvania Avenue, NW Washington, DC 20004 P: 202-639-7818 F: 202-639-1175 gina.sagar@bakerbotts.com