## **BAKER BOTTS LLP**



THE WARNER AUSTIN
1299 PENNSYLVANIA AVE., NW BEIJING
WASHINGTON, D.C. BRUSSELS
20004-2400 DALLAS

TEL +1 202.639.7700 FAX +1 202.639.7890 BakerBotts.com AUSTIN LONDON
BEIJING MOSCOW
BRUSSELS NEW YORK
DALLAS PALO ALTO
DUBAI RIO DE JANEIRO
HONG KONG RIYADH

HONG KONG RIYADH
HOUSTON WASHINGTON

March 31, 2015

Thomas Holmberg TEL: 2026397965 FAX: 2025851016

thomas.holmberg@bakerbotts.com

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 Continue to Hold Application in Abeyance

Excelerate Liquefaction Solutions I, LLC FE Docket No. 12-146-LNG Application for Long-Term, Multi-Contract Authorization to Export Liquefied Natural Gas to Non-Free Trade Agreement Countries

## Dear Mr. Anderson:

On October 5, 2012, Excelerate Liquefaction Solutions I, LLC ("ELS") submitted an application ("Application") to the Department of Energy ("DOE") for long-term, multicontract authorization to engage in exports of 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 a Free Trade Agreement requiring national treatment for trade in natural gas. In a letter dated December 24, 2014 ("December Letter"), ELS requested that DOE hold its Application in abeyance until April 1, 2015.

In related proceedings, subsidiaries of ELS<sup>1</sup> filed applications with the Federal Energy Regulatory Commission ("Commission") on February 6, 2014, seeking authorization for 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"). In a letter dated December 23, 2014, Excelerate requested that the Commission place the Project proceedings in abeyance until April 1, 2015 while Excelerate undertook a strategic reconsideration of the economic value of the Project.

<sup>&</sup>lt;sup>1</sup> 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").

In the December Letter, ELS committed to contact DOE on or before April 1, 2015 to indicate whether ELS intends to continue pursuing the Application. ELS hereby requests that the DOE continue to hold the Application in abeyance until September 1, 2015. Granting this request would allow ELS to complete its internal evaluation of the economic value of the Project and help to prevent the unnecessary expenditure of resources by both ELS and the DOE during this period. ELS subsidiaries will—concurrently and in a separate letter—move to continue the abeyance of the Project proceedings at the Commission until September 1, 2015.

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

Very truly yours,

/s/ Thomas E. Holmberg

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 (2012).

Dated at Washington, D.C., this 31st day of March 2015.

/s/ Gina Sagar

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