

UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
OFFICE OF FOSSIL ENERGY

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OFFICE OF FOSSIL ENERGY
U.S. DEPARTMENT OF ENERGY

ENERGIA DE BAJA CALIFORNIA, S. DE R.L. C.V.)
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DOCKET NO. 05-71-NG

ORDER GRANTING BLANKET AUTHORIZATION TO
EXPORT NATURAL GAS TO MEXICO

DOE/FE ORDER NO. 2132

SEPTEMBER 30, 2005

I. DESCRIPTION OF REQUEST

On September 14, 2005, Energia de Baja California, S. de R.L. de C.V. filed an application with the Office of Fossil Energy of the Department of Energy (DOE), under section 3 of the Natural Gas Act (NGA),^{1/} for blanket authorization to export up to 43.1 billion cubic feet of natural gas to Mexico. Energia requests the authorization be granted for a two-year term beginning on December 11, 2004. The applicant is a Mexican *sociedad de responsabilidad limitado de capital variable*, has its principal place of business in Colonia de Bosques de Chapultepec, Mexico.

II. FINDING

The application has been evaluated to determine if the proposed 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 export of natural gas to a nation with which there is in effect a free trade agreement requiring national treatment for trade in natural gas is deemed to be consistent with the public interest and must be granted without modification or delay. The authorization sought by Energia to export natural gas to Mexico, a nation with which a free trade agreement is in effect, meets 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.

^{1/} 15 U.S.C. § 717b. This authority is delegated to the Assistant Secretary for Fossil Energy pursuant to Redeleation Order No. 00.002.04A (April 13, 2005).

ORDER

Pursuant to section 3 of the Natural Gas Act, it is ordered that:

A. Energia de Baja California, S. de R.L. C.V. is authorized to export 43.1 billion cubic feet of natural gas to Mexico. The term of the authority began on December 11, 2004, and extends through December 10, 2006.

B. This natural gas may be exported at any exit point on the border of the United States and Mexico.

C. With respect to the export authorized by this Order, Energia shall file with the Office of Natural Gas Regulation, within 30 days following each calendar month, a report indicating whether exports have been made. Monthly reports must be filed whether or not initial deliveries have begun. If exports have not been made, a report of "no activity" for that month must be filed. If exports have occurred, the report must give the following details: (1) country of origin; (2) total volume at each export point in Mcf for the month; and (3) the country of destination.

[OMB NO.: 1901-0294]

D. The first monthly report required by this Order is due not later than December 31, 2005, and should cover the month of November 2005.

E. With respect to the natural gas exports authorized by this Order, Energia shall file with the Office of Natural Gas Regulatory Activities, within 30 days following each calendar quarter, reports indicating whether exports of natural gas have been made. Quarterly reports must be filed whether or not initial deliveries have begun. If exports of natural gas have not been made, a report of "no activity" for that calendar quarter must be filed. If exports of natural gas

have occurred, the report must give details of each transactions, including: (1) total monthly volumes in thousand cubic feet (Mcf); (2) the average purchase price of gas per million British thermal units (MMBtu) at the international border; (3) the name of the seller(s); (4) the name of the purchaser(s); (5) the estimated or actual duration of the agreement(s); (6) the name of the United States transporter(s); (7) the point(s) of exit; (8) geographic market(s) served; and, if applicable, (9) the per unit (MMBtu) demand/commodity/reservation charge breakdown of the contract price. [OMB No.: 1901-0294]

F. The first quarterly report required by this Order is due not later than October 30, 2005, and should cover the period from the date of this Order, until the end of the third calendar quarter, September 30, 2005.

G. The quarterly reports shall be filed with the U.S. Department of Energy, Office of Natural Gas Regulatory Activities, FE-34, P.O. Box 44375, Washington, D.C. 20026-4375.

Issued in Washington, D.C., on September 30, 2005.



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