
United States
Department of Energy

Office of Electricity Delivery and Energy Reliability

Twin Cities Power – Canada, ULC

OE Docket No. EA-344-A



Rescission of Export Authorization

Order No. EA-344-A

July 6, 2010

Twin Cities Power – Canada, ULC

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I. BACKGROUND

Exports of electricity from the United States to a foreign country are regulated by the Department of Energy (DOE) pursuant to sections 301(b) and 402(f) of the Department of Energy Organization Act (42 U.S.C. 7151(b), 7172(f)) and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e))¹.

On January 14, 2009, DOE issued Order No. EA-344 to Twin Cities Power – Canada, ULC (TCP). That Order authorized TCP to export electric energy to Canada as a power marketer for a five-year term. That order will expire on January 14, 2014.

On January 8, 2010, DOE was informed by TCP that it voluntarily wishes to terminate its existing authorization to export electricity to Canada. Therefore, TCP has asked DOE to rescind Order No. EA-344 effective as of January 31, 2010. TCP states that it will not undertake any exports of electricity to Canada after that date.

II. COMPLIANCE

Upon issuance of this Rescission Order, TCP shall no longer have authority to export electricity to Canada. However, this Rescission Order is being issued without prejudice and does not preclude TCP, upon proper application, from requesting authority to export electric energy again in the future. It should be noted that DOE requires at least sixty days to adequately process an application to export electric energy.

Obtaining a valid Order from DOE authorizing the export of electricity under section 202(e) of the FPA is a necessary condition before engaging in an export. Therefore, TCP must obtain a new authorization from DOE before engaging in the further export of electricity. Failure to obtain such an order before exporting may subject TCP to sanctions and penalties under the FPA. TCP should implement appropriate internal procedures to monitor the status of its electricity trading activities to ensure that it does not cause electricity to be exported in the absence of a valid order.

¹ The authority to administer the International Electricity Regulatory Program through the regulation of electricity exports and the issuance of Presidential permits has been delegated to the Assistant Secretary for the Office of Electricity Delivery and Energy Reliability in Redelegation Order No. 00-002.10C issued on May 29, 2008.

III. ORDER

Pursuant to section 202(e) of the FPA and the Rules and Regulations issued thereunder (Title 10, Code of Federal Regulations, sections 205.300-309), the electricity export authorization issued to TCP on January 13, 2009, in Order No. EA-344, is hereby rescinded, effective as of January 31, 2010.

Issued in Washington, D.C., on July 6, 2010.



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