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US Department of Energy

JUN 30 2009

June 30, 2009

Electricity, Delivery and Energy Reliability

Via Hand Delivery

Ms. Ellen Russell
Senior Electricity Analyst
Office of Electricity Delivery and Energy Reliability
U.S. Department of Energy, OE-20
1000 Independence Avenue, SW
Washington, DC 20585-0350

**RE: Louis Dreyfus Energy Services L.P.
Application for Authorization to Export Electricity**

Dear Ms. Russell:

Enclosed for filing on behalf of Louis Dreyfus Energy Services L.P. are: 1) an original and fifteen copies of the Application of Louis Dreyfus Energy Services L.P. for Authorization to Transmit Electric Energy to Canada; and 2) a check in the amount of \$500.00 payable to the Treasurer of the United States as required under 10 C.F.R. § 205.309 (2008).

In order to have in place all necessary authorizations to commence trading activities at the earliest possible time, Applicant respectfully requests that the Department act expeditiously on this Application and issue an order granting the requested authorization **by no later than 60 days after the date of this Application, or August 29, 2009**. To the extent necessary, Applicant respectfully requests waiver of the requirement to file this Application six months in advance of the authorization requested herein.

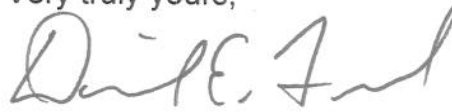
Please date-stamp the two extra copies and return them to the messenger.

A copy of the Application has been served on the Federal Energy Regulatory Commission in accordance with 10 C.F.R. § 205.309 (2008).

If you have any questions about the Application, please do not hesitate to contact the undersigned.

Ms. Ellen Russell
June 30, 2009
Page 2

Very truly yours,

A handwritten signature in dark ink, appearing to read "Daniel E. Frank". The signature is fluid and cursive, with the first name "Daniel" and last name "Frank" clearly distinguishable.

Daniel E. Frank
Caileen N. Gamache
Attorneys for
Louis Dreyfus Energy Services L.P.

Enclosures

UNITED STATES OF AMERICA
BEFORE THE
DEPARTMENT OF ENERGY
OFFICE OF ELECTRICITY DELIVERY AND ENERGY RELIABILITY

LOUIS DREYFUS ENERGY SERVICES L.P. |

DOCKET NO. EA- -

**APPLICATION OF LOUIS DREYFUS ENERGY SERVICES L.P.
FOR AUTHORIZATION TO
TRANSMIT ELECTRIC ENERGY TO CANADA**

Louis Dreyfus Energy Services L.P. ("LDES" or "Applicant"), pursuant to Section 202(e) of the Federal Power Act ("FPA")¹ and the Department of Energy's ("Department") regulations at 10 C.F.R. §§ 205.300, *et seq.* (2008), hereby files its application for blanket authority to transmit electric energy from the United States to Canada ("Application").

I. DESCRIPTION OF APPLICANT

The exact legal name of Applicant is Louis Dreyfus Energy Services L.P. LDES is a Delaware limited partnership participating in the wholesale market for purchases and sales of electric energy, as well as participating in the market for other energy commodities and related financial derivatives. LDES is a limited partnership one percent (1%) owned by Louis Dreyfus ES GP LLC, its general partner, and ninety-nine percent (99%) owned by Louis Dreyfus LP Holdings LLC, its limited partner. Each of Louis Dreyfus ES GP LLC and Louis Dreyfus LP Holdings LLC are wholly-owned subsidiaries of Louis Dreyfus Highbridge Energy LLC. LDES' principal place of business is in Wilton, Connecticut. To date, LDES has qualified to do business in the

¹ See 16 U.S.C. § 824a(e).

states of Connecticut, Alabama, California, Colorado, Florida, Indiana, Kansas, Louisiana, Maryland, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Texas, and Virginia, and the country of Switzerland. LDES does not have any affiliates with authority to export electricity at this time.

Neither LDES nor any of its affiliates owns or controls any electric power generation or transmission facilities and none of them has a franchised electric power service area. LDES operates as a marketer² and brokers electric power at wholesale and arranges services in related areas such as fuel supplies and transmission services. LDES will purchase the power to be exported from electric utilities and federal power marketing agencies (as those terms are defined in Sections 3(22) and 3(19) of the FPA³). LDES will have title to any electricity exported to Canada under this license. The instant Application relates to LDES as a marketer of electric power only.

LDES respectfully requests that the Department authorize LDES to export power to Canada for a term of five years commencing on the date of the order approving this Application, or such longer period as may be determined by the Department.

II. JURISDICTION

The Department has jurisdiction over the actions for which LDES seeks authorization in this Application pursuant to Section 202(e) of the FPA, which makes

² As used herein, the terms "marketer" and "power marketer" mean an entity that buys and sells electric power for its own account. The Federal Energy Regulatory Commission ("FERC" or "Commission") has granted LDES authorization to make sales of electric power at wholesale in interstate commerce at market-based rates under LDES' Rate Schedule FERC No. 1. See *Louis Dreyfus Energy Services L.P.*, Letter Order issued on June 28, 2007 in Docket No. ER07-892-000 ("June 28th Order"). A copy of the June 28th Order is attached to this Application as Attachment 1.

³ See 16 U.S.C. §§ 796(22) and 796(19).

authorization by the Department a necessary condition for exporting electricity from the United States.⁴ No other known federal, state or local government has jurisdiction over the actions to be taken under the authority sought in this Application, except to the extent that LDES must comply with applicable FERC requirements in making sales at wholesale. FERC's address is:

Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

III. COMMUNICATIONS

All service and correspondence concerning this Application should be sent to:

Ernest W. Kohnke, Esquire
Louis Dreyfus Highbridge Energy LLC
20 Westport Road
Wilton, CT 06897
Telephone: 203-761-8039
Fax: 203-761-8217
E-mail: Ernie.Kohnke@LDHEnergy.com

and

Daniel E. Frank
Caileen N. Gamache
Sutherland Asbill & Brennan LLP
1275 Pennsylvania Avenue, N.W.
Washington, DC 20004-2415
Tel.: 202-383-0100
Fax: 202-637-3593
Email: daniel.frank@sutherland.com,
caileen.gamache@sutherland.com

⁴ See 16 U.S.C. § 824a(e).

IV. TECHNICAL DISCUSSION OF PROPOSAL

LDES seeks authority to transmit electric power to Canada as a power marketer. As noted above, LDES has no "system" of its own on which its exports of power could have a reliability or stability impact. LDES will purchase the power to be exported from electric utilities and federal power marketing agencies (as those terms are defined in Sections 3(22) and 3(19) of the FPA⁵). By definition, such power is surplus to the system of the selling generator and thus will not impair the sufficiency of the electric power supply within the United States.⁶

LDES will make all necessary commercial arrangements and will obtain any and all other regulatory approvals required in order to effect any power exports. This would include: (1) scheduling each transaction with the appropriate balancing authority area in compliance with all reliability criteria, standards, and guidelines of the North American Electric Reliability Corporation and the relevant Regional Entities (collectively, "NERC") in effect at the time of export; and (2) obtaining all necessary transmission access over approved export facilities.

LDES intends to export electric power over existing transmission interconnections between Canada and the United States. LDES requests authority to export energy to Canada over any international transmission facility authorized by Presidential Permit that is appropriate for open access transmission by third parties in accordance with the assessment made by DOE of the transmission limits for operation in the export mode.

⁵ See 16 U.S.C. §§ 796(22) and 796(10).

⁶ See Order No. EA-102, issued February 6, 1996, to Enron Power Marketing, Inc. ("*Enron*").

As the Department has noted in *Enron* and other orders granting export authority to power marketers,⁷ the Department may utilize the reliability analyses performed in the most recent export authorization proceedings of the above-named transmission systems in order to make the findings required for a grant of blanket export authority to LDES. LDES respectfully requests that the Department do so and agrees to abide by the export limits contained in the relevant export authorization of any transmission system over which LDES exports electric power to Canada. The controls which are inherent in any transaction which complies with all NERC requirements and the export limits imposed by the Department on the above-named transmission systems are sufficient to ensure that exports by LDES would not impede or tend to impede the coordinated use of transmission facilities within the meaning of Section 202(e) of the FPA.⁸

Finally, LDES' application is consistent with United States energy policy established in the Energy Policy Act of 1992, the North American Free Trade Agreement of 1993 and FERC Order No. 888, all of which foster more efficient and competitive North American energy markets.

V. PROCEDURES

LDES proposes to comply with procedures similar to those imposed by the Department on other power marketers with blanket electricity export authorization. From

⁷ See, e.g., *NorAm Energy Services, Inc.*, No. EA-105-CN (Aug. 16, 1996); *MidCon Power Services Corp.*, No. EA-114 (July 15, 1996); *USGen Power Services*, No. EA-112 (June 27, 1996); *CNG Power Services Corp.*, No. EA-110 (June 20, 1996); *Destec Power Services, Inc.*, No. EA-113 (May 31, 1996); *North American Energy Conservation, Inc.*, No. EA-103 (May 30, 1996); *NorAm Energy Services, Inc.*, No. EA-105-MX (May 30, 1996); *Morgan Stanley Capital Group Inc.*, No. EA-185-A-CN (Aug. 14, 2000); *Saracen Energy Partners, LP*, No. EA-340 (June 18, 2008).

⁸ See 16 U.S.C. § 824a(e).

time to time, LDES may enter into agreements with third parties which involve the export of electric power from the United States to Canada. If required by the Department, prior to commencing (or continuing) the export of electric power under such agreements, LDES will provide the Department with written evidence that sufficient transmission access to complete the export transaction has been obtained. LDES will make and preserve complete records with respect to the electric power exported to Canada and, consistent with the Department's requirements generally applicable to power marketers with blanket electricity export authorization, will provide the Department with quarterly reports within 30 days following each calendar quarter. These quarterly reports will show the gross amount of kilowatt-hours of electric energy delivered and the consideration received therefor during each month of the previous quarter and the maximum hourly rate of transmission.

In order to have in place all necessary authorizations to commence trading activities at the earliest possible time, Applicant respectfully requests that the Department act expeditiously on this Application and issue an order granting the requested authorization ***by no later than 60 days after the date of this Application, or August 29, 2009.*** To the extent necessary, Applicant respectfully requests waiver of the requirement to file this Application six months in advance of the authorization requested herein.

VI. EXHIBITS AND ATTACHMENTS

Pursuant to the Department's regulations,⁹ the following Exhibits and Attachments are attached hereto:

⁹ See 10 C.F.R. §§ 205.302(h) and 205.303 (2008).

Exhibit A. A copy of the agreement or proposed agreement under which the electricity is to be transmitted including a listing of the terms and conditions. If this agreement contains proprietary information that should not be released to the general public, the applicant must identify such data and include a statement explaining why proprietary treatment is appropriate: Not Applicable. Currently there is no agreement with any Canadian utilities to export electricity. LDES is seeking a blanket approval for contracts to be negotiated in the future.

Exhibit B. A showing, including a signed opinion of counsel, that the proposed export of electricity is within the corporate power of the applicant, and that the applicant has complied or will comply with all pertinent Federal and State laws: Attached.

Exhibit C. A general map showing the applicant's overall electric system and a detailed map highlighting the location of the facilities or the proposed facilities to be used for the generation and transmission of the electric energy to be exported. The detailed map shall identify the location of the proposed border crossing point(s) or power transfer point(s) by Presidential Permit number whenever possible: Not Applicable. As mentioned, LDES has no "system" of its own to export electricity. Therefore, no maps are available to include in this Exhibit. Additionally, as described above, LDES requests authority to export energy to Canada over any international transmission facility authorized by Presidential Permit that is appropriate for open access transmission by third parties in accordance with the assessment made by DOE of the transmission limits for operation in the export mode.

Exhibit D. If an applicant resides or has its principal office outside the United States, such applicant shall designate, by irrevocable power of attorney, an agent

residing within the United States. A verified copy of such power of attorney shall be furnished with the Application: Not Applicable.

Exhibit E. A statement of any corporate relationship or existing contract between the Applicant and any other person, corporation, or foreign government, which in any way relates to the control or fixing of rates for the purchase, sale or transmission of electric energy: Not Applicable.

Exhibit F. An explanation of the methodology (Operating Procedures) to inform neighboring electric utilities in the United States of the available capacity and energy which may be in excess of the applicant's requirements before delivery of such capacity to the foreign purchaser. Approved firm export, diversity exchange and emergency exports are exempted from this requirement. Those materials required by this section which have been filed previously with the ERA may be incorporated by reference: Not Applicable. As mentioned in Section IV above, neighboring utilities may be informed of any excess capacity and energy by participating in the competitive wholesale markets in the relevant areas.

Attachment 1: A copy of FERC's June 28th Order granting LDES authorization to make sales of electric power at wholesale in interstate commerce at market-based rates is attached to this Application as Attachment 1.

Attachment 2: This Application has been verified under oath by an officer of the applicant, with knowledge of the matters set forth herein. The verification is attached to this Application as Attachment 2.

VII. CONCLUSION

LDES respectfully requests that this Application for blanket authority to transmit electric energy to Canada be expeditiously considered and that the Department issue an order, by August 29, 2009, granting the requested approvals on substantially similar terms as are generally applicable to other power marketers, for a term of five years (or such longer period as may be determined by the Department).

Respectfully submitted,

By



Daniel E. Frank
Caileen N. Gamache
Attorneys for
Louis Dreyfus Energy Services L.P.

June 30, 2009

EXHIBIT A

NOT APPLICABLE



Louis Dreyfus Highbridge Energy LLC Tel: (203) 761-8039
20 Westport Road Fax: (203) 761-8217
PO Box 843
Wilton, Connecticut
06897-0843

June 19, 2009

Mr. Anthony Como
Director, Permitting and Siting
Office of Electricity Delivery and Energy Reliability
Department of Energy
1000 Independence Avenue, SW
Washington, DC 20585

Re: Louis Dreyfus Energy Services L.P.'s Application for Authorization to
Transmit Electric Energy to Canada

Dear Mr. Como:

As counsel to Louis Dreyfus Energy Services L.P. ("LDES"), I have been asked to provide an opinion pursuant to 10 C.F.R. § 205.303(b) with respect to LDES's Application for Authorization to Transmit Electric Energy to Canada.

Based on my knowledge and understanding of LDES's proposal and my familiarity with LDES's Articles of Incorporation, LDES's By-Laws, LDES's other corporate documents, and certificates of public officials and other instruments that I have deemed necessary or advisable for purposes of this opinion, I am of the opinion that:

1. LDES has the requisite corporate authority to export electric energy to Canada.
2. LDES will comply with all federal and state laws required to export electric energy to Canada.

This opinion is rendered solely to you in connection with the above-mentioned matter. This opinion may not be relied on by you for any other purpose or relied upon or furnished to any other person without my prior written consent.

Sincerely,

A handwritten signature in cursive script, reading "Ernest W. Kolmke".

Counsel to Louis Dreyfus Energy Services L.P.

EXHIBIT C

NOT APPLICABLE

EXHIBIT D

NOT APPLICABLE

EXHIBIT E

NOT APPLICABLE

ATTACHMENT 1

FERC ORDER GRANTING LDES

MARKET-BASED RATE AUTHORITY

FEDERAL ENERGY REGULATORY COMMISSION
Washington, D.C. 20426

In Reply Refer To:
Louis Dreyfus Energy Services L.P.
Docket No. ER07-892-000
June 29, 2007

Mr. Daniel E. Frank
Sutherland Asbill & Brennan LLP
Attorney for Louis Dreyfus Energy Services L.P.
1275 Pennsylvania Avenue, NW
Washington, DC 20004-2415

Reference: Market-Based Rate Authorization

Dear Mr. Frank:

Pursuant to the authority delegated to the Director, Division of Tariffs and Market Development - West, under 18 C.F.R. § 375.307, your submittal filed in the referenced docket is accepted for filing, effective May 15, 2007, as requested.¹

On May 14, 2007, you filed on behalf of Louis Dreyfus Energy Services L.P. (Louis Dreyfus Services), an application for market-based rate authority, with an accompanying rate schedule. The proposed market-based rate schedule provides for the sale of energy, capacity, and ancillary services at market-based rates,² including energy imbalance service for sale in the energy imbalance market administered by SPP,³ the

¹ Rate Schedule FERC No. 1, Original Sheet Nos. 1-4.

² Louis Dreyfus Services states that it plans to sell certain ancillary services in the markets administered by PJM Interconnection, L.L.C. (PJM), New York Independent System Operator, Inc. (NYISO), ISO New England Inc. (ISO-NE), and California Independent System Operator, Inc. (CAISO). Louis Dreyfus Services also states that it intends to engage in the sale of certain ancillary services to third party suppliers in other markets consistent with *Avista Corp.*, 87 FERC ¶ 61,223, *order on reh'g*, 89 FERC ¶ 61,136 (1999).

³ See, *Southwest Power Pool, Inc.*, 114 FERC ¶ 61,289, *reh'g denied*, 116 FERC ¶ 61,289 (2006); see also, *The Empire District Electric Co.*, 117 FERC ¶ 61,182 (2006) (authorizing The Empire District Electric Company to make energy imbalance sales into

reassignment of transmission capacity, and the resale of firm transmission rights. Louis Dreyfus Services requests waivers commonly given to similar market-based rate applicants.

You state that Louis Dreyfus Services is located in Wilton, Connecticut, and intends to act as a power marketer. You also state that Louis Dreyfus Services is wholly-owned by Louis Dreyfus Highbridge Energy LLC, and is not affiliated with any entity that owns or controls generation facilities. You further state that Louis Dreyfus Services does not own, operate or control any transmission facilities and therefore does not have transmission market power. You state that Louis Dreyfus Services is unable to erect barriers to entry and that Louis Dreyfus Services is not affiliated with a public utility with a franchised electric service territory, so no affiliate abuse concerns exist.

Your filing was noticed on May 17, 2007, with comments, protests or interventions due on or before June 4, 2007. None was filed.

Market-Based Rate Authorization

The Commission allows power sales at market-based rates if the seller and its affiliates do not have, or have adequately mitigated, market power in generation and transmission and cannot erect other barriers to entry. The Commission also considers whether there is evidence of affiliate abuse or reciprocal dealing.⁴

Based on your representations, your submittal satisfies the Commission's requirements for market-based rates regarding generation market power, transmission market power, other barriers to entry, and affiliate abuse.

You propose to sell any other ancillary services in additional geographic markets as the Commission may specify and authorize from time-to-time in orders that extend such authority to all sellers previously authorized to sell energy and/or capacity at market-based rates. Your request is granted in this regard; however, this grant does not relieve you of the requirement to have current and complete tariffs on file with the Commission, pursuant to 18 C.F.R. §35.1 (2006).⁵

Your request for approval to buy and sell firm transmission rights is consistent

SPP).

⁴ See, e.g., *Progress Power Marketing, Inc.*, 76 FERC ¶ 61,155, at 61,919 (1996); *Northwest Power Marketing Co., L.L.C.*, 75 FERC ¶ 61,281, at 61,899 (1996); accord *Heartland Energy Services, Inc.*, 68 FERC ¶ 61,223, at 62,062-63 (1994).

⁵ *Calhoun Power Co.*, 96 FERC ¶ 61,056 (2001).

with the Commission's requirements.⁶ Your request for approval to reassign transmission capacity is also consistent with the Commission's requirements.⁷

Other Waivers, Authorizations and Reporting Requirements

Your request for waiver of Subparts B and C of Part 35 of the Commission's regulations requiring the filing of cost-of-service information, except for sections 35.12(a), 35.13(b), 35.15 and 35.16 is granted. Your request for waiver of Part 41, Part 101, and Part 141 of the Commission's regulations concerning accounting and reporting requirements is granted with the exception of 18 C.F.R. §§ 141.14 and 141.15.⁸ Notwithstanding the waiver of the accounting and reporting requirements here, Louis Dreyfus Services is expected to keep its accounting records in accordance with generally accepted accounting principles.

You request blanket authorization under Part 34 of the Commission's regulations for all future issuances of securities and assumptions of liability. A separate notice will be published in the Federal Register following this letter order establishing a period during which protests may be filed. Absent a request to be heard within the period set, you are authorized to issue securities and assume obligations or liabilities as guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issue or assumption is for some lawful object within the corporate purposes of Louis Dreyfus Services, compatible with the public interest, and reasonably necessary or appropriate for such purposes.⁹

⁶ See *California Independent System Operator, Inc.*, 89 FERC ¶ 61,153 (1999).

⁷ See *Southwestern Public Service Co.*, 80 FERC ¶ 61,245 (1997).

⁸ *Citizens Energy Corp.*, 35 FERC ¶ 61,198 (1986); *Citizens Power and Light Corp.*, 48 FERC ¶ 61,210 (1989) (*Citizens Power*); *Enron Power Marketing, Inc.*, 65 FERC ¶ 61,305 (1993), *order on reh'g*, 66 FERC ¶ 61,244 (1994) (*Enron*). It should be noted that the Commission is examining the issue of continued applicability of the waivers of its accounting and reporting requirements (18 C.F.R. Parts 41, 101 and 141) as well as continued applicability of the blanket authorization for the issuance of securities and the assumption of obligations and liabilities, (18 C.F.R. Part 34). See *Market-Based Rates for Wholesale Sales of Electric Energy, Capacity and Ancillary Services by Public Utilities, Notice of Proposed Rulemaking*, 71 Fed. Reg. 33,102 (June 7, 2006), FERC Stats. & Regs. ¶ 32,602 at P 169 (2006).

⁹ *Citizens Power*, 48 FERC ¶ 61,210; *Enron*, 65 FERC ¶ 61,305.

Your request for waiver of the full requirements of Part 45 of the Commission's regulations is denied. The Commission has stated that it no longer grants waivers of the full requirements of Part 45 in orders granting market based rate authority.¹⁰

Consistent with the procedures the Commission adopted in Order No. 2001, you must file electronically with the Commission an Electric Quarterly Report containing: (1) a summary of the contractual terms and conditions in every effective service agreement for market-based power sales; and (2) transaction information for effective short-term (less than one year) and long-term (one year or greater) market-based power sales during the most recent calendar quarter.¹¹ Electric Quarterly Reports must be filed quarterly no later than 30 days after the end of the reporting quarter.¹² Accordingly, Louis Dreyfus Services must file its first Electric Quarterly Report no later than 30 days after the first quarter that Louis Dreyfus Services' rate schedule is in effect.

Order No. 652 requires that you timely report to the Commission any change in status that would reflect a departure from the characteristics the Commission relied upon in granting market-based rate authority.¹³

Your updated market power analysis is due within three years of the date of this order. The Commission has stated it reserves the right to require such an analysis at any

¹⁰ See *Commission Authorization to Hold Interlocking Positions*, Order No. 664, 112 FERC ¶ 61,298 at P 34, FERC Stats. & Regs. ¶ 31,194 (2005) ("[W]e intend to no longer grant waivers of the full requirements of [P]art 45 in our orders granting market-based rate authority. Rather, persons seeking to hold interlocking positions will be required henceforth to comply with the full requirements of [P]art 45").

¹¹ *Revised Public Utility Filing Requirements*, Order No. 2001, 67 Fed. Reg. 31,043 (May 8, 2002), FERC Stats. & Regs. ¶ 31,127 (2002). Required data sets for contractual and transaction information are described in Attachments B and C of Order No. 2001. The Electric Quarterly Report must be submitted to the Commission using the EQR Submission System Software, which may be downloaded from the Commission's website at <http://www.ferc.gov/docs-filing/eqr.asp>.

¹² The exact dates for these reports are prescribed in 18 C.F.R. § 35.10b. Failure to file an Electric Quarterly Report (without an appropriate request for extension), or failure to report an agreement in an Electric Quarterly Report, may result in forfeiture of market-based rate authority, requiring filing of a new application for market-based rate authority if the applicant wishes to resume making sales at market-based rates.

¹³ *Reporting Requirement for Changes in Status for Public Utilities with Market-Based Rate Authority*, Order No. 652, 70 Fed. Reg. 8,253 (Feb. 18, 2005), FERC Stats. & Regs. ¶ 31,175, *order on reh'g*, 111 FERC ¶ 61,413 (2005).

time.¹⁴

This action does not constitute approval of any service, rate, charge, classification, or any rule, regulation, or practice affecting such rate or service provided for in the filed documents; nor shall such action be deemed as recognition of any claimed contractual right or obligation affecting or relating to such service or rate; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against any of the applicant(s).

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Questions regarding the above order should be directed to:

Federal Energy Regulatory Commission
Attn: John Nail
Phone: (202) 502-8209
Office of Energy Markets and Reliability
888 First Street, N.E.
Washington, D.C. 20426

Sincerely,

Steve P. Rodgers, Director
Division of Tariffs and Market
Development - West

¹⁴ See, e.g., *Duke/Louis Dreyfus Energy Services (New England) L.L.C.*, 75 FERC ¶ 61,165 (1996); *Western Resources, Inc.*, 94 FERC ¶ 61,050 (2001).

VERIFICATION

STATE OF CONNECTICUT)
)
COUNTY OF FAIRFIELD)

I, Kevin W. Capone, as Executive Vice President of Louis Dreyfus ES GP LLC, the General Partner of Louis Dreyfus Energy Services L.P. (LDES), am authorized to provide this verification on behalf of LDES, have knowledge of the matters set forth in the foregoing Application for Authorization to Transmit Electric Energy to Canada, and hereby verify that the contents thereof are true and correct to the best of my knowledge, information and belief.



Kevin W. Capone
Executive Vice President
of Louis Dreyfus ES GP LLC,
the General Partner of
Louis Dreyfus Energy Services L.P.

SIGNED AND SWORN TO before me this 22nd day of June, 2009.


Notary Public

My commission expires: _____

