

David Wochner david.wochner@klgates.com

T +1 202 778 9014 F +1 202 778 9100

October 2, 2023

K&L GATES

U.S. Department of Energy Office of Fossil Energy and Carbon Management Office of Natural Gas Regulatory Activities P.O. Box 44375 Washington, DC 20026-4375 Attention: Natural Gas Reports

Re: Rio Grande LNG, LLC – Semi-Annual Progress Report DOE/FECM Docket No. 15-190-LNG

To: Office of Natural Gas Regulatory Activities:

Pursuant to Ordering Paragraph J of DOE/FECM Order 3869 and Ordering Paragraph M of DOE/FECM Order 4492, please accept the following progress report for Rio Grande LNG, LLC ("Rio Grande LNG" or the "Project"). This report covers the period from April 1, 2023 through September 30, 2023.

- On April 21, 2023, the Federal Energy Regulatory Commission ("FERC") responded to the D.C. Circuit's August 2021 remand of Rio Grande LNG's FERC Authorization for the Rio Grande LNG Terminal and Rio Bravo Pipeline Project, and reaffirmed FERC's previous determination that the Rio Grande LNG Terminal is not inconsistent with the public interest ("Remand Order"). On May 22, 2023, Sierra Club et al. filed a request for rehearing of the Remand Order. On June 22, 2023, FERC issued a notice that the request for rehearing of the Remand Order was denied by operation of law. On July 10, 2023, Sierra Club et al. filed a petition for review of the Remand Order with the Court of Appeals for the D.C. Circuit. On August 9, 2023, Rio Grande LNG intervened in the petition.
- On July 12, 2023, NextDecade Corporation announced it made a positive Final Investment Decision for Phase 1 of the Rio Grande LNG Project, consisting of the first 3 trains and related common facilities.
- On July 12, 2023, Rio Grande LNG gave its contractor, Bechtel, full notice to proceed with construction of Phase 1 of the Rio Grande LNG Project. Full site preparation work including clearing, grubbing, dewatering and site monitoring has commenced. Heavy civil equipment is being delivered to the site and the Pioneer Trailer Complex is being erected.
- On August 16, 2023, Rio Grande LNG filed a Statement and Notice of Change in Control with DOE/FECM, consistent with regulatory requirements.

Consistent with Ordering Paragraph J of DOE/FECM Order 3869 and Ordering Paragraph M of DOE/FECM Order 4492, Rio Grande LNG will continue to file semi-annual reports with DOE. If you have any questions regarding this filing, please contact me at (202) 778-9014 or at <u>david.wochner@klgates.com</u>.

Best regards,

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David L. Wochner Counsel for Rio Grande LNG, LLC