JONES DAY

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> Direct Number: 202-879-3430 JCBEH@JONESDAY.COM

April 9, 2024

<u>Via Email</u>

Ms. Maria Robinson Director, Grid Deployment Office U.S. Department of Energy 1000 Independence Avenue, SW Washington, DC 20585 <u>electricity.exports@hq.doe.gov</u>

Re: Application of MFT Energy US Power LLC for Authorization to Export Electricity to Mexico

Dear Director Robinson:

Enclosed for filing is the "Application of MFT Energy US Power LLC for Authorization to Transmit Electric Energy to Mexico." The filing fee of \$500.00 has been paid electronically via Pay.gov (Agency Tracking ID Number: 76668539606).

Thank you for your assistance in this matter.

Respectfully submitted,

James C. Beh James C. Beh

Attorney for MFT Energy US Power LLC

Enclosures

UNITED STATES OF AMERICA BEFORE THE DEPARTMENT OF ENERGY OFFICE OF ELECTRICITY

MFT Energy US Power LLC

Docket No. EA-____

APPLICATION OF MFT ENERGY US POWER LLC FOR AUTHORITY TO TRANSMIT ELECTRIC ENERGY TO MEXICO

Pursuant to Section 202(e) of the Federal Power Act ("FPA"), 16 U.S.C. § 824a(e), and 10 C.F.R. §§ 205.300, *et seq.*, MFT Energy US Power LLC ("Applicant") hereby submits this application for blanket authorization to export electricity from the United States to Mexico for a term of ten years ("Application"). In accordance with 10 C.F.R. §§ 205.302, Applicant states the following:

a) Legal Name and Description of Applicant. The legal name of the applicant is MFT Energy US Power LLC. Applicant is a limited liability company organized under the laws of the state of Delaware with its principal place of business located at 70 W. Madison Street, Chicago, Illinois, 60602. Applicant is wholly owned by MFT Energy US, Inc., a Delaware corporation, with its registered office located at 850 New Burton Road, Suite 201, Dover, Delaware, 19904. MFT Energy US, Inc. is wholly owned by MFT Energy A/S, registered in Denmark, under business register number 38175130, located at Margrethepladsen 4, 3, 8000, Aarhus, Denmark. Applicant does not own or control any electric power generation or transmission facilities and does not have a franchised electric power service area. Applicant operates as a power marketer, and the energy Applicant will export pursuant to the requested authority will be surplus electric energy purchased in organized wholesale markets from entities within the United States to be exported to Mexico. Applicant holds a market-based rate tariff authorized by the Federal Energy Regulatory Commission ("FERC" or "Commission").¹ The FERC order granting Applicant market-based rate authority is included herein as <u>Attachment</u> <u>1</u>. Applicant has no affiliates or upstream owners that own any franchised service territory, or control any physical electric generation or transmission facilities in

the United States.

b) Legal Name of All Partners.

Applicant has no partnerships for purposes of this export Application.

c) Persons to Whom Correspondence Shall be Addressed.

Simon Fisker Rathjen	James C. Beh
CEO	Brooke M. Proto
MFT Energy US Power LLC	JONES DAY
70 W. Madison Street	51 Louisiana Ave., NW
Chicago, Illinois 60602	Washington, DC 20001
Phone: 512-649-8511	Phone: 202-879-3939
sr@mft-energy.com	jcbeh@jonesday.com
uspower@mft-energy.com	bmproto@jonesday.com

d) State or Territory of Organization, Incorporation, and/or Operation.

Applicant is incorporated in the State of Delaware with its principal place of business in Illinois. Pursuant to its FERC-authorized market-based rate authority, Applicant engages in the purchase and sale of physical and/or virtual energy in the day-ahead and real-time markets of various Independent System Operators and Regional Transmission Organizations.

¹ *MFT Energy US Power LLC*, "Letter order accepting MFT Energy US Power LLC's May 30, 2023 filing of an application for market-based rate authority with an accompanying tariff under ER23-1983" (Issued July 24, 2023).

- e) Government Agencies Having Jurisdiction. To the best of its knowledge, MFT Energy US Power LLC, is not aware of any federal, state, or local government agency other than the Department of Energy ("DOE") which may have any jurisdiction over the action to be taken in this Application.
- f) Description of the Transmission Facilities. Applicant requests authority to export power from the United States to Mexico over any international transmission facilities located at the United States border with Mexico that are authorized by Presidential Permit and available for open access transmission, as listed in <u>Exhibit C</u> to this Application, in accordance with the export limits authorized by the Department of Energy for those facilities.
- g) Technical Discussion of the Proposed Export of Electricity. Applicant seeks blanket authority to transmit electric power from the United States to Mexico as a power marketer. Section 202(e) of the FPA provides that proposed exports will be authorized unless "the proposed transmission would impair the sufficiency of electric supply within the United States or would impede or tend to impede the coordination in the public interest of facilities subject to the jurisdiction of the [DOE]."²

With regard to the first criterion, the sufficiency of electric power supply within the United States, DOE has interpreted this standard to require that "sufficient generating capacity and electric energy must exist such that the export could be made without compromising the energy needs of the exporting region, including serving all load obligations in the region while maintaining appropriate

² 16 U.S.C. § 824a(e).

reserve levels."³ Applicant will purchase surplus electric energy from entities within the United States to be exported to Mexico. Because Applicant has no franchised service territory and therefore no native load obligations, and the power it proposes to purchase and export is surplus to the needs of those entities selling electric power to Applicant, the proposed export of electricity will not impair the sufficiency of electric supply within the United States.

With regard to the second criterion, whether the transaction would impede the coordination in the public interest of the electric grid, DOE has interpreted this standard to address "the operational reliability and security of the domestic electric transmission system."⁴ DOE analyzes first the impacts of moving the export to the border system that owns the international transmission connection, then the impacts of moving the export through the border system and across the border.⁵ With respect to moving exports from their source to the border system, DOE "has determined that the existing industry procedures for obtaining transmission capacity on the domestic transmission system … provide adequate assurance that a particular export will not cause an operational reliability problem."⁶ Applicant will make all necessary commercial arrangements and obtain any necessary regulatory approvals required in order to schedule and deliver power exports in compliance with this requirement. Specifically, Applicant will schedule its transactions with the appropriate balancing authority

³ Order Authorizing Electricity Exports to Mexico, Order No. EA-503, at p. 4 (December 20, 2023).

⁴ *Id.* at p. 7.

⁵ *Id.*

⁶ *Id.* at p. 8.

areas and will comply with the reliability criteria, standards and guidelines established by the North American Electric Reliability Corporation and its member Regional Entities in effect at the time of export.

In determining the operational impacts on the transmission system of moving exports through the border system and across the border, DOE relies on the studies that supported the Presidential Permit authorizations issued to those border systems.⁷ In compliance with this requirement, all electricity exported by Applicant will be transmitted pursuant to arrangements with utilities that own and operate existing transmission facilities and will be consistent with all applicable export limits on those transmitting facilities and with other terms and conditions contained in the applicable Presidential Permits. These considerations demonstrate that the exports proposed by Applicant will not impede the regional coordination of the electric grid.

Applicant also commits to comply fully with the terms and conditions of any export authorization granted to it by DOE and with all applicable law including the provisions of the FPA and pertinent rules, regulations, and orders adopted or issued thereunder. Given that Applicant only intends to export power over existing transmission lines, this Application qualifies for a categorical exclusion under the DOE's regulations implementing the National Environmental Policy Act of 1969.⁸

h) Verification. The signed verification of Simon Fisker Rathjen, the Chief

Id. at p. 9.

⁸ See 10 C.F.R. Part 1021, Subpart D, Appendix B, § B4.2 (2023) (providing a categorical exclusion for the "[e]xport of electric energy as provided by Section 202(e) of the [FPA] over existing transmission systems or using transmission system changes that are themselves categorically excluded").

Executive Officer of MFT Energy US Power LLC, is included with this

Application as <u>Attachment 2</u>.

REQUIRED EXHIBITS, COPIES, AND FEE

In accordance with 10 C.F.R. §205.303,⁹ the following Exhibits are attached

hereto:

Exhibit A:	Agreements – <u>Not applicable</u> ¹⁰
Exhibit B:	Legal opinion of MFT Energy US Power LLC's counsel
Exhibit C:	Power Transfer Points ¹¹
Exhibit D:	Non-U.S. Applicant's power of attorney $-$ <u>Not applicable</u> ¹²
Exhibit E:	Statement of any corporate relationship or existing contract which in any way relates to the control or fixing of electric power rates $-$ Not applicable ¹³
Exhibit F:	Operating procedures regarding available capacity and energy $-$ Not applicable ¹⁴

⁹ To the extent necessary, Applicant requests a waiver of the requirement to provide the exhibits that are noted as not applicable to this Application.

¹⁰ Currently there are no agreements or proposed agreements under which the electricity will be transmitted.

¹¹ Applicant owns no transmission or generation facilities and therefore a "general map showing the applicant's overall electric system" per 10 C.F.R. §205.303(c) is not applicable. Moreover, Applicant will use existing and future DOE-approved transmission facilities available over the United States-Mexico border, and provides as Exhibit C transmission system information in lieu of maps.

¹² Applicant's principal place of business is in the United States, and therefore no designated agent residing within the United States is required.

¹³ Applicant does not have any corporate relationship or existing contract between it 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.

¹⁴ Because all of the electricity to be exported from the United States by Applicant is surplus energy purchased from other electric utilities, Applicant requests waiver of the requirement set forth in 10 C.F.R. § 205.303(f) that it explain the Operating Procedures for informing neighboring electric utilities in the United States that capacity or electricity in excess of the requirements of Applicant is available prior to its delivery to the export purchaser. Neighboring utilities may be informed of any excess capacity and energy by participating in the competitive wholesale markets in the relevant areas.

In accordance with the requirements of 10 C.F.R. § 205.309, a copy of this Application will be provided to the Secretary of the Federal Energy Regulatory Commission. Payment in the amount of \$500.00 has been submitted to DOE General Collections via the Pay.gov website, as required under 10 C.F.R. § 205.309. The Agency Tracking ID Number for this payment is: 76668539606. A receipt is included herein as <u>Attachment 3</u>.

CONCLUSION

WHEREFORE, for the reasons stated herein, MFT Energy US Power LLC respectfully requests that the Department of Energy grant the requested authorization to transmit electric energy to Mexico, for a term of ten (10) years.

Respectfully submitted,

<u>Simon Fisker Rathjen</u>

Simon Fisker Rathjen Chief Executive Officer MFT Energy US Power LLC 70 W. Madison Street Chicago, Illinois, 60602

April 9, 2024

EXHIBIT A

AGREEMENTS

Not applicable.

EXHIBIT B

OPINION OF COUNSEL

JONES DAY

51 LOUISIANA AVENUE, N.W. • WASHINGTON, DC 20001.2113 TELEPHONE: +1.202.879.3939 • JONESDAY.COM

> DIRECT NUMBER: 202.879.3430 JCBEH@JONESDAY.COM

April 8, 2024

Via Email

Ms. Maria Robinson Director, Grid Deployment Office U.S. Department of Energy 1000 Independence Avenue, SW Washington, DC 20585 electricity.exports@hq.doe.gov

Re: Application of MFT Energy US Power LLC for Authorization to Export Electricity to Mexico

Dear Director Robinson:

Pursuant to 10 C.F.R. § 205.303(b), I hereby provide this legal opinion in support of the Application of MFT Energy US Power LLC ("MFT Energy") for Authorization to Transmit Electric Energy to Mexico ("Application"). I am an attorney licensed to practice law in the District of Columbia, and counsel to MFT Energy in this matter.

To the best of my knowledge and belief, the proposed export of electricity to Mexico is within the corporate power of MFT Energy, and MFT Energy has complied, or is in the process of complying, with all federal and state laws governing the actions to be taken under the Application.

In rendering this opinion, I have relied as to certain matters on information obtained from MFT Energy's representatives, and have assumed the authenticity of original documents and the genuineness of all signatures on all documents examined by me. I am opining here only as to U.S. federal and state law as they relate to the Application and express no opinion as to the laws of any other jurisdiction.

Respectfully submitted,

Attorney for MFT Energy US Power LLC

AMSTERDAM • ATLANTA • BEIJING • BOSTON • BRISBANE • BRUSSELS • CHICAGO • CLEVELAND • COLUMBUS • DALLAS • DETROIT DUBAI • DÜSSELDORF • FRANKFURT • HONG KONG • HOUSTON • IRVINE • LONDON • LOS ANGELES • MADRID • MELBOURNE MEXICO CITY • MIAMI • MILAN • MINNEAPOLIS • MUNICH • NEW YORK • PARIS • PERTH • PITTSBURGH • SAN DIEGO • SAN FRANCISCO SÃO PAULO • SAUDI ARABIA • SHANGHAI • SILICON VALLEY • SINGAPORE • SYDNEY • TAIPEI • TOKYO • WASHINGTON

EXHIBIT C

INTERNATIONAL TRANSMISSION FACILITIES AT THE US-MEXICO BORDER AUTHORIZED FOR USE BY THIRD PARTY TRANSMITTERS

Owner	Location	Voltage	Presidential Permit
Comisión Federal	Falcon Dam, TX	138-kV	N/A ¹⁵
de Electricidad	Redford, TX	7.2-kV	PP-51
	Presidio, TX	13.8-kV	PP-03
Baja California	Imperial Valley,	230-kV	PP-234
Power, Inc.	CA		
Generadora del	San Luis, AZ	230-kV	PP-304 ¹⁶
Desierto – WAPA			
AEP Texas Inc.	Brownsville, TX	138-kV	PP-425
	Brownsville, TX	69-kV	PP-425
	Laredo, TX	138-kV	PP-423
	Laredo, TX	230-kV	PP-423
	Eagle Pass, TX	138-kV	PP-424
El Paso Electric	Diablo, NM	115-kV	PP-92
Company	Ascarate, TX	115-kV	PP-48
San Diego Gas &	Miguel, CA	230-kV	PP-68
Electric	Imperial Valley,	230-kV	PP-79
	CA		
Sharyland Utilities	McAllen, TX	138-kV	PP-285
Nogales	Nogales, AZ	230-kV	PP-420 ¹⁷
Transmission			

¹⁵ Authorized by treaty.

¹⁶ Authorized but not yet in operation.

¹⁷ Authorized but not yet in operation.

EXHIBIT D

NON-U.S. APPLICANT'S POWER OF ATTORNEY

Not applicable.

EXHIBIT E

EXISTING RELATIONSHIP OR EXISTING CONTRACT RELATING TO CONTROL OR FIXING OF RATES

Not applicable.

EXHIBIT F

OPERATING PROCEDURES RELATING TO AVAILABLE CAPACITY AND ENERGY

Because all of the electricity to be exported from the United States by MFT Energy US Power LLC is surplus energy purchased from other electric utilities, MFT Energy US Power LLC requests a waiver of the requirement set forth in § 205.303(f) of the Regulations that it explain the Operating Procedures for informing neighboring electric utilities in the United States that capacity or electricity in excess of the requirements of MFT Energy US Power LLC is available prior to its delivery to the export purchaser.

ATTACHMENT 1

MFT ENERGY US POWER LLC FERC APPROVAL OF MARKET-BASED RATE TARIFF

FEDERAL ENERGY REGULATORY COMMISSION Washington, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

In Reply Refer To: MFT Energy US Power LLC Docket No. ER23-1983-000

Issued: July 24, 2023

James C. Beh Jones Day 51 Louisiana Avenue, N.W. Washington, D.C. 20001

Reference: Market-Based Rate Authorization

On May 30, 2023, you filed on behalf of MFT Energy US Power LLC (MFT Energy) an application for market-based rate authority with an accompanying tariff. The proposed market-based rate tariff provides for the sale of energy, capacity, and ancillary services at market-based rates.¹ You request on behalf of MFT Energy waivers commonly granted to similar market-based rate applicants. MFT Energy's market-based rate tariff is accepted for filing, effective July 31, 2023, as requested.² Based on your representations, MFT Energy meets the criteria for a Category 1 seller in all regions and is so designated.³

² MFT Energy US Power LLC, Market Based Rates; <u>Section 1, Market Based</u> <u>Rates (0.0.0)</u>. The next time MFT Energy makes a market-based rate filing with the Commission, it must include a revised tariff in compliance with Order Nos. 697 and 697-A to include appropriate citations. *See Market-Based Rates for Wholesale Sales of Elec. Energy, Capacity & Ancillary Servs. by Pub. Utils.*, Order No. 697, 119 FERC ¶ 61,295, at P 916 (2007), order on reh'g, Order No. 697-A, 123 FERC ¶ 61,055, at P 384 (2008). *See also Niagara Mohawk Power Corporation*, 121 FERC ¶ 61,275 (2007) at P 8.

¹ MFT Energy requests authorization to sell ancillary services in all of the regional transmission organization or independent system operator markets for which the Commission has approved sales of specific ancillary services. MFT Energy also requests authorization to engage in the sale of certain ancillary services as a third-party provider in other markets.

Your filing was noticed on May 30, 2023, with comments, protests, or interventions due on or before June 20, 2023. 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, horizontal and vertical market power.⁴

You represent that MFT Energy is a power marketer owned by several individuals. You represent that MFT Energy and its affiliates do not own or control any generation capacity. Based on your representations, MFT Energy satisfies the Commission's requirements for market-based rate authority regarding horizontal market power.

With respect to vertical market power, you represent that MFT Energy and its affiliates either do not own, operate, or control any transmission facilities; or own, operate, or control transmission facilities that: (a) have a Commission-approved Open Access Transmission Tariff (OATT) on file; (b) are under the operational control of a regional transmission organization or an independent system operator; (c) have received waiver of the OATT requirement under 18 C.F.R. § 35.28(d)(1); or (d) satisfy the requirements for a blanket waiver under 18 C.F.R. § 35.28(d)(2).⁵ Further, you affirmatively state that MFT Energy and its affiliates have not erected barriers to entry and will not erect barriers to entry into the relevant market. Based on your representations, MFT Energy satisfies the Commission's requirements for market-based rate authority regarding vertical market power.

Waivers, Authorizations, and Reporting Requirements

MFT Energy's 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. MFT Energy's request for waiver of Part 41 and Part 141 of the Commission's regulations concerning accounting

⁴ Order No. 697, 119 FERC ¶ 61,295 at PP 62, 399, 408, 440.

⁵ See Open Access and Priority Rights on Interconnection Customer's Interconnection Facilities, Order No. 807, 150 FERC ¶ 61,211, order on reh'g, Order No. 807-A, 153 FERC ¶ 61,047 (2015).

³ See Refinements to Policies and Procedures for Market-Based Rates for Wholesale Sales of Elec. Energy, Capacity & Ancillary Servs. by Pub. Utils., Order No. 816, 153 FERC ¶ 61,065, at P 320 (2015). Order No. 697, 119 FERC ¶ 61,295 at PP 848-850.

and reporting requirements is granted with the exception of 18 C.F.R. § 141.15.⁶ MFT Energy's request for waiver of Part 101 of the Commission's regulations is hereby granted, with the exception that waiver of the provisions of Part 101 that apply to hydropower licensees is not granted with respect to licensed hydropower projects.⁷ Notwithstanding the waiver of the accounting and reporting requirements here, MFT Energy is expected to keep its accounting records in accordance with generally accepted accounting principles.

MFT Energy requests blanket authorization under Part 34 of the Commission's regulations for all future issuances of securities and assumptions of liability. A separate notice was published in the Federal Register establishing a period during which protests could be filed. None was filed. MFT Energy is 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 MFT Energy, compatible with the public interest, and reasonably necessary or appropriate for such purposes.⁸

⁸ See Order No. 697, 119 FERC ¶ 61,295 at PP 999-1000.

⁶ See Order No. 697, 119 FERC ¶ 61,295 at PP 984-985.

⁷ Hydropower licensees are required to comply with the requirements of the Uniform System of Accounts pursuant to 18 C.F.R. Part 101 to the extent necessary to carry out their responsibilities under Part I of the Federal Power Act (FPA). We further note that a licensee's status as a market-based rate seller under Part II of the FPA does not exempt it from its accounting responsibilities as a licensee under Part I of the FPA. *See* Order No. 816, 153 FERC ¶ 61,065 at PP 345-350; *Seneca Gen., LLC,* 145 FERC ¶ 61,096, at P 23, n.20 (2013) (citing *Trafalgar Power, Inc.,* 87 FERC ¶ 61,207, at 61,798 (1999) (noting that "all licensees are required to comply with the requirements of the Uniform System of Accounts to the extent necessary to carry out their responsibilities under [s]ections 4(b), 10(d) and 14 of the FPA")).

MFT Energy must file Electric Quarterly Reports (EQRs) with the Commission, consistent with Order Nos. 2001⁹ and 768.¹⁰ MFT Energy must file EQRs electronically with the Commission consistent with the procedures set forth in Order No. 770.¹¹ MFT Energy further must 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.¹²

In Order No. 860,¹³ the Commission revised its regulations governing market-based rates for public utilities to collect certain information through a relational database in order to streamline and modernize the Commission's data collection processes. MFT Energy must comply with the requirements of Order Nos. 860 and 860-A, as well as the regulations promulgated pursuant to those rules.

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

¹⁰ Elec. Mkt. Transparency Provisions of Section 220 of the Fed. Power Act, Order No. 768, 140 FERC \P 61,232 (2012), order on reh'g, Order No. 768-A, 143 FERC \P 61,054 (2013).

¹¹ See Revisions to Elec. Quarterly Report Filing Process, Order No. 770, 141 FERC ¶ 61,120, at P 3 (2012) (citing Order No. 2001, 99 FERC ¶ 61,107 at P 31).

¹² 18 C.F.R. § 35.42 (2021); see also Reporting Requirement for Changes in Status for Pub. Utils. with Market-Based Rate Auth., Order No. 652, 110 FERC ¶ 61,097, order on reh'g, Order No. 652-A, 111 FERC ¶ 61,413 (2005).

¹³ Data Collection for Analytics and Surveillance and Mkt.-Based Rate Purposes, Order No. 860, 168 FERC ¶ 61,039 (2019), order on reh'g, Order No. 860-A, 170 FERC ¶ 61,129 (2020).

⁹ Revised Pub. Util. Filing Requirements, Order No. 2001, 99 FERC ¶ 61,107, reh'g denied, Order No. 2001-A, 100 FERC ¶ 61,074, reh'g denied, Order No. 2001-B, 100 FERC ¶ 61,342, order directing filing, Order No. 2001-C, 101 FERC ¶ 61,314 (2002), order directing filing, Order No. 2001-D, 102 FERC ¶ 61,334, order refining filing requirements, Order No. 2001-E, 105 FERC ¶ 61,352 (2003), order on clarification, Order No. 2001-F, 106 FERC ¶ 61,060 (2004), order revising filing requirements, Order No. 2001-G, 120 FERC ¶ 61,270, order on reh'g and clarification, Order No. 2001-H, 121 FERC ¶ 61,289 (2007), order revising filing requirements, Order No. 2001-I, 125 FERC ¶ 61,103 (2008).

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 action is taken pursuant to the authority delegated to the Director, Division of Electric Power Regulation - West, under 18 C.F.R. § 375.307. 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.

Issued by: Amery S. Poré, Director, Division of Electric Power Regulation - West

ATTACHMENT 2

VERIFICATION

VERIFICATION

Declaration Under Penalty of Perjury (28 U.S.C. § 1746)

I, Simon Fisker Rathjen, Chief Executive Officer of MFT Energy US Power LLC, am authorized to provide verification on behalf of MFT Energy US Power LLC and have knowledge of the matters set forth in the foregoing Application of MFT Energy US Power LLC for Authorization to Transmit Electricity from the United States to Mexico ("Application"). I hereby verify under penalty of perjury under the laws of the United States of America that the forgoing Application is true and correct.

Executed on April 5, 2024

Respectfully submitted,

Simon Asker Rathjen Chief Executive Officer MFT Energy US Power LLC 70 W. Madison Street Chicago, IL 60602

ATTACHMENT 3

PAYMENT RECEIPT

Proto, Brooke M.

From:	notification@pay.gov
Sent:	Wednesday, March 20, 2024 8:10 AM
To:	Angela Protic
Subject:	Pay.gov Payment Confirmation: DOE General Collections Form
Follow Up Flag:	Follow up
Flag Status:	Flagged

You don't often get email from notification@pay.gov. Learn why this is important

An official email of the United States government



Your payment has been submitted to the designated government agency through Pay.gov and the details are below. Please note that this is just a confirmation of transaction submission. To confirm that the payment processed as expected, you may refer to your bank statement on the scheduled payment date. If you have any questions or wish to cancel this payment, you will need to contact the agency you paid at your earliest convenience.

Application Name: DOE General Collections Form Pay.gov Tracking ID: 27CSK3UD Agency Tracking ID: 76668539606

Account Holder Name: MFT Energy US POWER LLC Transaction Type: ACH Debit Transaction Amount: \$500.00 Payment Date: 03/21/2024

Account Type: Business Checking Routing Number: 122016066 Account Number: ***********2884

Transaction Date: 03/20/2024 08:10:16 AM EDT Total Payments Scheduled: 1 Frequency: OneTime

Payment Type : Other Bill Number: PO Number : WFO Number: Other : APPLICATION FEE PAYMENT OF MFT ENERGY US POWER LLC FOR AUTHORITY TO TRANSMIT ELECTRIC ENERGY TO MEXICO Comments: Dear Sir, Madam, The contact provided is our legal counsel who is assisting us on the

application process. Feel free to contact them for further information. Best regards.

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.



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