

**UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
OFFICE OF FOSSIL ENERGY AND CARBON MANAGEMENT**

In The Matter Of:

Sabine Pass Liquefaction, LLC

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Docket No. 24-28-LNG

**ANSWER OF SABINE PASS LIQUEFACTION, LLC IN OPPOSITION
TO MOTION TO INTERVENE OF PUBLIC CITIZEN, INC.**

Pursuant to Section 590.303(e) of the regulations of the United States Department of Energy (“DOE”),¹ Sabine Pass Liquefaction, LLC (“SPL”) hereby submits this answer in opposition (“Answer”) to Public Citizen, Inc.’s (“Public Citizen”) Motion to Intervene filed in the above-captioned proceeding on May 13, 2024.² In support of the instant Answer, SPL provides as follows:

I. Background

On March 21, 2024, SPL filed an application with DOE’s Office of Fossil Energy and Carbon Management (“DOE/FECM”) for blanket authorization to engage in short-term exports of previously imported liquefied natural gas (“LNG”).³ On April 22, 2024, DOE/FECM published a notice of SPL’s Blanket Application in the Federal Register, and set the deadline to file protests, motions to intervene, notices of intervention, as applicable, and written comments by May 28, 2024.⁴ On May 13, 2024, Public Citizen filed its Motion to Intervene. As further explained in this

¹ 10 C.F.R. § 590.303(e) (2023).

² *Sabine Pass Liquefaction, LLC*, Motion to Intervene of Public Citizen, Inc., Docket No. 24-28-LNG (May 13, 2024) (“Motion to Intervene”).

³ *Sabine Pass Liquefaction, LLC*, Application of Sabine Pass Liquefaction, LLC for Blanket Authorization to Export Previously Imported Liquefied Natural Gas, Docket No. 24-28-LNG (Mar. 21, 2024) (“Blanket Application”).

⁴ U.S. Dep’t of Energy, Office of Fossil Energy and Carbon Mgmt., *Sabine Pass Liquefaction, LLC; Application for Blanket Authorization to Export Previously Imported Liquefied Natural Gas to Non-Free Trade Agreement Countries on a Short-Term Basis*, 89 Fed. Reg. 31,744 (Apr. 25, 2024).

Answer, Public Citizen’s one-paragraph Motion to Intervene fails to articulate any interest in the instant proceeding or express any fact or argument relevant to the Blanket Application. Public Citizen’s Motion to Intervene is, therefore, legally deficient and should be rejected by DOE/FECM.

II. Answer

DOE’s regulations set forth clear standards for becoming a party to a proceeding, which Public Citizen made no attempt to satisfy. DOE’s regulations require that a “person who seeks to become a party to a proceeding shall file a motion to intervene, *which sets out clearly and concisely the facts upon which the petitioner’s claim of interest is based.*”⁵ In addition, DOE’s regulations further require that:

[a] motion to intervene shall state, to the extent known, *the position taken by the movant and the factual and legal basis for such positions in order to advise the parties and the Assistant Secretary as to the specific issues of policy, fact, or law to be raised or controverted.*⁶

Public Citizen’s Motion to Intervene fails to satisfy these basic threshold requirements. The Motion to Intervene only provides a generic description of the organization itself. The Motion to Intervene is wholly silent with respect to: “the position taken by the movant”; “the factual and legal basis for such positions”; “the facts upon which the petitioner’s claim of interest is based”; and “the specific issues of policy, fact, or law to be raised or controverted.”⁷ In fact, there is no reference or mention of SPL, the Blanket Application or even LNG generally in the Motion to Intervene.

DOE/FECM should not permit Public Citizen to intervene in this proceeding based on the contents of the Motion to Intervene. As it relates to proceedings before DOE, the Motion to

⁵ 10 C.F.R. § 590.303(b) (emphasis added).

⁶ *Id.* § 590.303(c) (emphasis added).

⁷ *See supra* nn.5-6.

Intervene states that “[Public Citizen] frequently intervene[s] in [DOE] proceedings involving the export of electricity and natural gas.”⁸ Given this acknowledgement, Public Citizen is well aware of the requirements to become a party to a proceeding before DOE, and its failure to satisfy those requirements warrants rejection under the circumstances. Moreover, Public Citizen filed its Motion to Intervene 15 days before the deadline to intervene. Public Citizen had ample time to review DOE’s regulations governing intervention and draft its Motion to Intervene in satisfaction of the requirements. Having failed to comply with the DOE regulations, DOE/FECM should reject Public Citizen’s Motion to Intervene.

III. Conclusion

For the foregoing reasons, SPL respectfully requests that DOE/FECM reject Public Citizen’s Motion to Intervene.

Respectfully submitted,

/s/ Lisa M. Tonery

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Dated: May 28, 2024

⁸ *Motion to Intervene*, at 1.

VERIFICATION

State of Texas

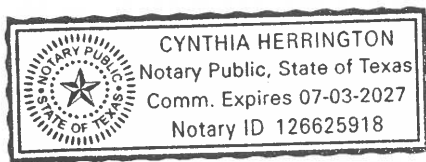
County of Harris


BEFORE ME, the undersigned authority, on this day personally appeared Florian Pintgen, who, having been by me first duly sworn, on oath says that he is the Vice President, Commercial Operations, for Cheniere Energy, Inc. and is duly authorized to make this Verification; that he has read the foregoing instrument and that the facts therein stated are true and correct to the best of his knowledge, information and belief.



Florian Pintgen
Vice President, Commercial Operations

SWORN TO AND SUBSCRIBED before me on the 28th day of May, 2024.





Name: Cynthia Herrington
Title: Notary Public

My Commission expires:

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at New York, N.Y., this 28th day of May, 2024.

/s/ Dionne McCallum-George
Dionne McCallum-George
Executive Assistant on behalf of
Sabine Pass Liquefaction, LLC