

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

Dynasty Power, Inc.

Docket No. EA-385-_____

**APPLICATION OF DYNASTY POWER, INC.
FOR AUTHORIZATION TO TRANSMIT ELECTRIC ENERGY TO CANADA**

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.*, Dynasty Power, Inc. (“Dynasty Power”) hereby files with the Department of Energy (“DOE” or the “Department”) an original and two (2) copies of the instant application (“Application”) for blanket authority to transmit electric energy from the United States to Canada. The Office of Electricity originally granted Dynasty Power the authority to export electric energy to Canada as a power marketer in September 2012 by Order No. EA-385, and granted renewal of this authorization on May 15, 2019, by Order No. EA-385-A. Dynasty Power respectfully requests further renewal of its authorization to transmit electricity from the United States to Canada for a term of five years.

I. DESCRIPTION OF THE APPLICANT

Dynasty Power is incorporated in the Canadian province of Alberta, with its principal place of business in Calgary, Alberta. Dynasty’s sole business is to act as a power marketer in the purchase and sale of wholesale electricity, capacity, and ancillary services at market-based rates in Western bilateral markets, as well as in the following Independent System Operators and/or Regional Transmission Organizations: PJM Interconnection, LLC; New York Independent System Operator, Inc.; and the Midcontinent Independent System Operator, Inc. Dynasty Power has been granted authority by the Federal Energy Regulatory Commission

(“FERC”) to sell electricity at wholesale market-based rates.¹ Dynasty Power does not own or control any electric power generation or transmission facilities and does not have a franchised electric power service area. Dynasty Power only operates as a power marketing company. Dynasty Power has no subsidiary companies but is affiliated, through common ownership with certain entities engaged in the energy business; but none of these affiliated entities owns any physical energy assets nor engages in transactions of any physical power, natural gas, or other commodities.

Dynasty Power is owned seven individuals, either directly or through companies controlled by them. Approximately 90 percent of the interests in Dynasty Power are held by three individuals—Allan Cho, Nancy Cho, and Guarav Sharma. None of these owners has any interest in any electric generation, transmission, or distribution facilities, nor does any of these owners hold more than a *de minimis* interest in any other company that participates in, or provides services to, the power industry.²

II. COMMUNICATIONS.

Communications regarding this Application should be addressed to the following persons:

Todd Mcrae
Risk Manager
Dynasty Power Inc.
411 8th Avenue SW
Calgary, AB T2P 1E3 Canada
tmcrae@dynastypower.ca

Jeffrey M. Jakubiak
Jennifer C. Mansh
Vinson & Elkins LLP
1114 6th Avenue, 32nd Floor
New York, NY 10036
jjakubiak@velaw.com
jmansh@velaw.com

¹ *Dynasty Power, Inc.*, FERC Docket No. ER11-3342-000, Letter Order issued May 11, 2011.

² These individuals may from time to time, directly or indirectly, hold stock in publicly traded companies. In any such instance, however, the portion of the publicly traded stock of such companies held is well under one percent of such company's outstanding shares.

III. JURISDICTION.

Under Section 202(e) of the FPA, 16 U.S.C. § 824a(e), and DOE's regulations, 10 C.F.R. § 205.300 *et seq.*, any person seeking to transmit electric energy from the United States to a foreign country must first secure an order from DOE authorizing the export. No other known federal, state or local government has jurisdiction over the actions to be taken under the authority set out in this application.

IV. TECHNICAL DISCUSSION OF PROPOSAL.

Dynasty Power seeks renewal of its authority to transmit electric energy to Canada. Dynasty Power intends to export power over existing transmission interconnections between the United States and Canada. Exhibit C to this Application provides the location and description of the transmission facilities through which the electric energy may be delivered into Canada, and includes the name of the facility owners as well as the Presidential Permit numbers.

Dynasty Power will purchase surplus electric energy from electric utilities and other suppliers within the United States and will export this energy to Canada over the international electric transmission facilities. The present owners of the transmission facilities are listed in Exhibit C. Because this electric energy will be purchased from others voluntarily, it will be surplus to the needs of the selling entities. Dynasty Power's export of power will not impair the sufficiency of electric power supply in the U.S.

Dynasty Power will make all necessary commercial arrangements and will obtain any and all other regulatory approvals required in order to effect any power exports. This will include:

(1) scheduling each transaction with the appropriate control area in compliance with all reliability criteria, standards, and guidelines of the North American Electric Reliability Corporation ("NERC") and applicable Regional Entities in effect at the time of export;

- (2) obtaining all necessary transmission access over the existing facilities listed in Exhibit C; and
- (3) providing evidence of the agreements with transmission owners to DOE.

Consistent with past DOE precedent, Dynasty Power requests that DOE use the reliability analyses performed in the most recent export authorization proceedings that rely upon the border transmission facilities referenced in Exhibit C. Dynasty Power agrees to abide by the export limits of these transmission facilities. The controls that are inherent in any transaction that complies with all NERC requirements and the export limits imposed by DOE on the referenced transmission facilities are sufficient to ensure that exports by Dynasty Power will not impede or tend to impede the coordinated use of transmission facilities within the meaning of Section 202(e) of the FPA.

V. PROCEDURES

Dynasty Power is willing to accept all conditions imposed by the Department of Energy on its authorization to export power. In particular, if required by DOE, exports made by Dynasty Power will not exceed the export limits for the transmission facilities utilized by Dynasty Power, or otherwise cause a violation of the terms and conditions set forth in the export authorization. When scheduling the delivery of power, Dynasty Power will comply with the applicable NERC reliability criteria, standards, and guidelines. Dynasty Power will provide DOE with all required reports indicating the gross amount of electricity delivered to Canada, consideration received during each month, and the maximum hourly rate of transmission, as well as any additional annual reports required.

VI. SERVICE AND FEE.

In accordance with the requirements of 10 C.F.R. § 205.309, copies of this application will be provided to the following:

Debbie-Anne Reese
Acting Secretary
Federal Energy Regulatory Commission
888 First Street, N.W.
Washington, D.C. 20426

Payment in the amount of \$500.00 has been made to U.S. Department of Energy General Collections via the pay.gov website, in satisfaction of the fee specified in 10 C.F.R. § 205.309. Proof of this payment has been emailed to electricity.exports@hq.doe.gov, along with an electronic copy of this Application.

VII. VERIFICATION.

Verification executed by Applicant's authorized representative, Todd Mcrae, in accordance with 10 C.F.R. § 205.302(h) is enclosed with this Application.

VIII. EXHIBITS.

In accordance with the requirements of 10 C.F.R. § 205.303, the following exhibits are attached hereto:

- | | |
|-----------|---|
| Exhibit A | Transmission Agreements |
| Exhibit B | Opinion of Counsel |
| Exhibit C | International Transmission Facilities (Submitted in lieu of Maps) |
| Exhibit D | Power of Attorney |
| Exhibit E | Statement of Any Corporate Relationship or Existing Contract |
| Exhibit F | Operating Procedures |

IX. CONCLUSION.

WHEREFORE, Dynasty Power respectfully requests that this Application for Authorization to Transmit Electric Energy to Canada be considered and approved.

Respectfully Submitted,



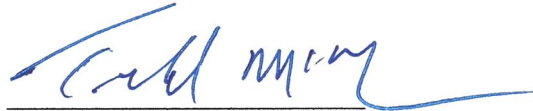
Jeffrey M. Jakubiak
Jennifer C. Mansh
Vinson & Elkins LLP
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Attorneys for Dynasty Power, Inc.

Dated: May 13, 2024

VERIFICATION

I, Todd Mcrae, Risk Manager of Dynasty Power, Inc., having knowledge of the matters set forth in the above Application for Authorization to Transmit Energy to Canada, hereby verify that the contents thereof are true and correct to the best of my knowledge and belief.



Todd Mcrae

SUBSCRIBED AND SWORN before me this 10th day of May 2024.


Notary Public

My Commission expires 08/20/2024

EXHIBIT A -- TRANSMISSION AGREEMENTS

Currently, Dynasty Power has no transmission reservations or transmission agreements within the United States used to transport electricity to the international border between the United States and Canada.

EXHIBIT B

Statement of Opinion of Counsel

This opinion is rendered in connection with the Application of Dynasty Power, Inc. ("Dynasty Power") for Authorization to Transmit Electric Energy to Canada, dated May 13, 2024, and pursuant to 10 C.F.R. Section 205.303(b).

Based on my understanding and review of Dynasty Power, my knowledge of the corporate powers of Dynasty Power, and my examination of such documents, records and matters of laws as I have considered to be relevant, it is my opinion that:

1. The proposed exports of electrical power described in the Application are within the corporate powers of Dynasty Power; and
2. Dynasty Power has complied and will comply with all pertinent Federal and State laws.

I am opining herein only as to federal laws of the United States and laws of relevant States within the United States, and I express no opinion as to the laws of any other jurisdiction. I am not assuming any obligation to review or update this opinion should the law or existing facts or circumstances change. This opinion is provided by me as counsel for Dynasty Power solely to you for your exclusive use and is not to be made available to or relied upon by any other person or entity without my prior written consent.

Respectfully Submitted,



Jeffrey M. Jakubiak

Dated: May 13, 2024

EXHIBIT C

International Transmission Facilities At the U.S.-Canada Border Authorized for Use by Third-Party Transmitters

<u>Present Owner</u>	<u>Location</u>	<u>Voltage</u>	<u>Presidential Permit No</u>
Bangor Hydro Electric Company	Baileyville, ME	345-kV	PP-89
Basin Electric Power Cooperative	Tioga, ND	230-kV	PP-64
Bonneville Power Administration	Blaine, WA Nelway, WA Nelway, WA	2x 500-kV 230-kV 230-kV	PP-10 PP-36 PP-46
CHPE, LLC	Champlain, NY	±230 kV DC	PP-481
Eastern Maine Electric Cooperative	Calais, ME	69-kV	PP-32
International Transmission Company	Detroit, MI Marysville, MI St. Claire, MI St. Claire, MI	230-kV 230-kV 230-kV 345-kV	PP-230 PP-230 PP-230 PP-230
ITC Lake Erie Connector	Erie County, PA	320-kV	PP-412
Long Sault, Inc	Massena, NY	2x 115-kV	PP-24
Maine Electric Power Company	Houlton, ME	345-kV	PP-43
Maine Public Service Company	Limestone, ME Fort Fairfield, ME Madawaska, ME Aroostook, ME	69-kV 69-kV 138-kV 2x 69-kV	PP-12 PP-12 PP-29 PP-29
Minnesota Power Inc.	International Falls, MN	115-kV	PP-78
Minnesota Power Inc.	Roseau County, MN	500-kV	PP-398
Minnkota Power Cooperative	Roseau County, MN	230-kV	PP-61
Montana Alberta Tie Ltd.	Cut Bank, MT	230-kV	PP-399
NECEC Transmission LLC	Beattie Twp, ME	±320 kV	PP-438
New York Power Authority	Massena, NY Massena, NY Niagara Falls, NY Devil's Hole, NY	765-kV 2x 230-kV 2x 345-kV 230-kV	PP-56 PP-25 PP-74 PP-30
Niagara Mohawk Power Corp.	Devil's Hole, NY	230-kV	PP-190
Northern States Power Company	Red River, ND Roseau County, MN Rugby, ND	230-kV 500-kV 230-kV	PP-45 PP-63 PP-231
Sea Breeze Olympic Converter LP	Port Angeles, WA	±450-kV DC	PP-299
TDI New England	Alburgh, VT	±320-kV DC	PP-400
Vermont Electric Power Co.	Derby Line, VT	120-kV	PP-66
Vermont Electric Transmission Co.	Norton, VT	±450-kV DC	PP-76
Vermont Transco LLC	Highgate, VT	120 kV	PP-82

EXHIBIT D

Power of Attorney With Agent Residing Within the United States

This IRREVOCABLE POWER OF ATTORNEY is made this 16th of May 2024, by Dynasty Power, Inc., a company incorporated under the laws of the Alberta, with its executive offices in Calgary, Alberta, Canada.

1. Appointment. The Principal does hereby appoint Jeffrey M. Jakubiak, whose principal place of business is Vinson & Elkins LLP, 1114 6th Avenue, 32nd Floor, New York, NY 10036, as the Principal's true and lawful agent and attorney-in-fact (Attorney-in-Fact) for the limited purpose hereinafter set out.
2. Scope of Authority. The Attorney-in-Fact shall have the limited power and authority to receive service of process for any and all matters relating to Principal's reporting requirements to the Department of Energy pursuant to Principal's authority to transmit electric energy to Canada.
3. Irrevocability. This Power of Attorney is irrevocable by the Principal for the five year term of the authorization to export electric energy to Canada.

IN WITNESS WHEREOF, the Principal has caused this Power of Attorney to be duly executed this 16th day of May 2024.

Dynasty Power, Inc.

By: 

Todd Mcrae
Risk Manager

SUBSCRIBED AND SWORN before me this 10th day of May 2024.


Notary Public

My Commission Expires: 06/20/2024



EXHIBIT E

Statement of Any Corporate Relationship or Existing Contract

Not Applicable.

EXHIBIT F -- OPERATING PROCEDURES

Not Applicable