

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY AND CARBON MANAGEMENT

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GULFSTREAM LNG DEVELOPMENT, LLC

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DOCKET NO. 23-34-LNG

ORDER AMENDING LONG-TERM AUTHORIZATION  
TO EXPORT LIQUEFIED NATURAL GAS TO FREE TRADE AGREEMENT NATIONS  
TO REFLECT SITE CHANGE

DOE/FECM ORDER NO. 5014-A

SEPTEMBER 18, 2024

## **I. BACKGROUND AND DESCRIPTION OF REQUEST**

On June 26, 2023, the Office of Fossil Energy and Carbon Management (FECM) of the Department of Energy (DOE) issued DOE/FECM Order No. 5014 (Order)<sup>1</sup> to GULFSTREAM LNG DEVELOPMENT, LLC (Gulfstream LNG) under section 3(c) of the Natural Gas Act (NGA).<sup>2</sup> Under that Order, Gulfstream LNG is authorized to export liquefied natural gas (LNG) in a volume equivalent to 237.5 billion cubic feet per year of natural gas from its proposed Gulfstream LNG Project (Project), to be located in Plaquemines Parish, Louisiana, to countries with which the United States has a free trade agreement (FTA) requiring national treatment for trade in natural gas (FTA countries), for a term extending through December 31, 2050.<sup>3</sup>

On March 22, 2024, Gulfstream LNG filed an application for amendment to reflect a change in the site of its proposed Project (Amendment Application).<sup>4</sup> Gulfstream LNG describes the new site as “an approximate 418-acre parcel of land located ... just three miles downstream on the same side of [the] river from the original site.”<sup>5</sup> Gulfstream LNG states that it has executed a Ground Lease for the new Project site with the owner of the site, Magnolia Terminal, LLC, which is attached to the Amendment Application as Exhibit A. Gulfstream LNG further states that “[t]he new site does not necessitate any other changes to the Project as

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<sup>1</sup> *GULFSTREAM LNG DEVELOPMENT, LLC*, DOE/FECM Order No. 5014, Docket No. 23-34-LNG, Order Granting Long-Term Authorization to Export Liquefied Natural Gas to Free Trade Agreement Nations (June 26, 2023).

<sup>2</sup> 15 U.S.C. § 717b(c).

<sup>3</sup> *See, e.g., GULFSTREAM LNG DEVELOPMENT, LLC*, DOE/FECM Order No. 5014, at 10 (Ordering Para. A).

<sup>4</sup> *GULFSTREAM LNG DEVELOPMENT, LLC*, Amendment to Application for Long-Term Authorization to Export Liquefied Natural Gas to Free Trade Agreement and Non-Free Trade Agreement Nations, Docket No. 23-34-LNG (Mar. 22, 2024) [hereinafter *Gulfstream LNG Amendment App.*]. Subsequently, Gulfstream LNG asked DOE to construe this Amendment Application “as a notice of a change to Order No. 5014, pursuant to 10 C.F.R. § 590.407, and to process the amendment” to the Order. Email from Howard Nelson, Counsel for Gulfstream LNG, to DOE/FECM, Docket No. 23-34-LNG (May 10, 2024).

<sup>5</sup> *Gulfstream LNG Amendment App.* at 2.

originally described.”<sup>6</sup> On April 4, 2024, Gulfstream LNG submitted a revised Exhibit B to Amendment Application showing the map and site plan for the Project.<sup>7</sup>

## **II. FINDINGS**

Section 3(c) of the NGA was amended by section 201 of the Energy Policy Act of 1992 (Pub. L. 102-486) to require that applications authorizing (a) the import and export of natural gas, including liquefied natural gas (LNG), from and to a nation with which there is in effect a free trade agreement requiring national treatment for trade in natural gas, and (b) the import of LNG from other international sources, be deemed consistent with the public interest and granted without modification or delay. The amendment sought by Gulfstream LNG falls within section 3(c) of the NGA. Therefore, DOE is charged with granting the requested amendment without modification or delay.<sup>8</sup>

DOE further finds that, because Ordering Paragraph A of Order No. 5014 authorizes Gulfstream LNG to export LNG from its proposed Gulfstream LNG Project “to be located in Plaquemines Parish, Louisiana,” and the new site for the Project is also in Plaquemines Parish, Louisiana, no change to Ordering Paragraph A of Order No. 5014 is required. However, as set forth below, DOE is amending the Order to reflect the description of the new Project site.

## **ORDER**

Pursuant to section 3 of the Natural Gas Act, it is ordered that:

A. The change to the site of the proposed Gulfstream LNG Project described in Gulfstream LNG’s Amendment Application submitted on March 22, 2024, and revised on April

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<sup>6</sup> *Id.*

<sup>7</sup> GULFSTREAM LNG DEVELOPMENT, LLC, Errata to Amendment to Application for Long-Term Authorization to Export Liquefied Natural Gas, Docket No. 23-34-LNG (Apr. 4, 2024).

<sup>8</sup> DOE further finds that requirement for public notice of applications and other hearing-type procedures in 10 C.F.R. Part 590, are applicable only to applications seeking to export natural gas, including LNG, to countries with which the United States does not have a FTA requiring national treatment for trade in natural gas.

4, 2024, is incorporated by reference as a description of the Project from which exports are authorized under DOE/FECM Order No. 5014.

B. All obligations, rights, and responsibilities arising under DOE/FECM Order No. 5014 remain in effect.

Issued in Washington, D.C., on September 18, 2024.

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Amy R. Sweeney  
Director, Office of Regulation, Analysis, and Engagement  
Office of Resource Sustainability