

UNITED STATES OF AMERICA
BEFORE THE
DEPARTMENT OF ENERGY
GRID DEPLOYMENT OFFICE

Macquarie Energy LLC

GDO Docket No. EA-479-A

Motion to Answer and Second Answer of Public Citizen, Inc.

Public Citizen requests the Department of Energy to accept this answer to Macquarie's December 13 answer to our December 2 answer. 10 CFR § 205.302(b) requires all applications seeking to export electricity to include "[t]he exact legal name of all partners [emphasis added]. As we have already established, Macquarie Energy LLC is not a stand-alone company. It is a limited liability company operating within a centrally managed, sprawling financial conglomerate that is dependent upon its partner affiliates to conduct its day-to-day business. As we have previously pointed out, evidence of these interrelated affiliate partners include those listed in the Form 561 *2023 Annual Report of Interlocking Positions of Macquarie Energy LLC*.¹ Furthermore, the U.S. Department of Energy follows FERC rules of procedure on export applications, so it is reasonable to any person that applications to export electricity would follow FERC's affiliation standards, and therefore the application should have reported its direct affiliation with franchised utilities, electric transmission, and power generation assets. Macquarie Energy LLC failed to list its affiliated partners as required by 10 CFR § 205.302(b), and therefore the application is deficient, contains material omissions and the Department of Energy must either reject the application, or set the matter for hearing, per 16 USC § 824a(e).

Respectfully submitted,

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¹ Filed March 14, 2024, https://elibrary.ferc.gov/eLibrary/filelist?accession_number=20240314-5171