



March 26, 2025

U.S. Department of Energy
Office of Fossil Energy and Carbon Management
Office of Resource Sustainability
Office of Regulation, Analysis, and Engagement (FE-34)
Washington, D.C. 20585
via email Fergas@hq.doe.gov

**Re: Rio Grande LNG, LLC
FE Docket No. 15-190-LNG
DOE/FE Order Nos. 3869 & 4492
Long-Term Natural Gas Supply Agreement**

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To Whom It May Concern:

Pursuant to the Authorizations¹ issued by the U.S. Department of Energy, Office of Fossil Energy and Carbon Management (“DOE/FECM”) to Rio Grande LNG, LLC (“Rio Grande”), NextDecade LNG, LLC (“NextDecade”) hereby submits a summary of major contract provisions² as well as a non-redacted copy of the Base Contract for Sale and Purchase of Natural Gas between Rio Grande LNG Gas Marketing LLC and ENGIE Energy Marketing NA, Inc. (together, the “Parties”) dated November 13, 2024 (“Agreement”).³

Condition D(ii) of Order No. 3869 and Condition I(ii) of Order No. 4492 require Rio Grande to file, or cause others to file, with the Office of Regulation, Analysis, and Engagement a non-redacted copy of all executed long-term contracts associated with the long-term supply of natural gas. Additionally, DOE/FECM has stated that such long-term contracts may be filed under seal because it “recognizes that some information in ... long-term contracts associated with the long-term supply of natural gas to the Rio Grande Terminal, may be commercially sensitive.”⁴

¹ *Rio Grande LNG, LLC*, Order Granting Long-Term, Multi-Contract Authorization to Export Liquefied Natural Gas By Vessel From the Proposed Rio Grande LNG Terminal in Brownsville, Texas, to Free Trade Agreement Nations, DOE/FE Order No. 3869, FE Docket No. 15-190-LNG (Aug. 17, 2016) (hereinafter “*Order No. 3869*”); *Rio Grande LNG, LLC*, Opinion and Order Granting Long-Term Authorization to Export Liquefied Natural Gas to Non-Free Trade Agreement Nations, DOE/FE Order No. 4492, FE Docket No. 15-190-LNG (Feb. 10, 2020) (hereinafter “*Order No. 4492*”), as amended, *Rio Grande LNG, LLC*, Order Extending Export Term for Authorization to Non-Free Trade Agreement Nations Through December 31, 2050, DOE/FE Order No. 4492-A, FE Docket No. 15-190-LNG (Oct. 21, 2020) (collectively, “*Authorizations*”).

² See Attachment A.

³ Due to an inadvertent oversight, the Agreement was not filed with DOE/FECM within the time prescribed in DOE/FE Order Nos. 3869 and 4492. Therefore, NextDecade respectfully requests a one-time waiver of the 30-day filing requirement in Conditions D(ii) and I(ii) of DOE/FE Order Nos. 3869 and 4492, respectively.

⁴ *Order No. 3869*, at 9; see also *Order No. 4492*, at 58.



DOE/FECM has provided that, should Rio Grande file, or cause to be filed, long-term contracts under seal, it also must file either: (i) a copy of the long-term contract with commercially sensitive information redacted, or (ii) a summary of all major provisions of the contract.

The Agreement contains significant, sensitive privileged and confidential information that is both commercial and financial, the release of which would cause competitive and financial harm to the Parties by providing such proprietary, commercially valuable information to competitors and future counterparties. Therefore, the Agreement is being provided to DOE/FECM under seal, via overnight mail. In this regard, and consistent with Order Nos. 3869 and 4492, Attachment A hereto provides a public summary of the major provisions of the Agreement.

Should you have any questions, please contact the undersigned at (212) 506-3710.

Respectfully submitted,

/s/ Lisa M. Tonery

Lisa M. Tonery

Jacob I. Cunningham

Attorneys for NextDecade LNG, LLC

Attachment A
Natural Gas Supply Agreement
Public Summary

1. DOE Order/FE Docket No(s):

DOE/FE Order Nos. 3869, 4492 & 4492-A
FE Docket No. 15-190-LNG

2. LNG Liquefaction/Export Facility and Location:

The proposed natural gas liquefaction and export facility constructed and operated by Rio Grande LNG, LLC to be located along the north embankment of the Brownsville Ship Channel in Cameron County, Texas.

3. Exact Legal Name of Parties/Counterparties to Contract:

Seller: ENGIE Energy Marketing NA, Inc.
Buyer: Rio Grande LNG Gas Marketing LLC

4. Contract Type:

NAESB Base Contract for Sale and Purchase of Natural Gas and Transaction Confirmation

5. Date of the Contract:

November 13, 2024

6. Contract Term:

The agreement is effective from the effective date of November 13, 2024, and is in force for a period of up to approximately 15 years from the date of first commercial delivery.

7. Quantity:

The Annual Contract Quantity of natural gas is up to 91,200,000 MMBtu.

8. Take or Pay Provisions:

Pursuant to the terms of the contract, in respect of any day, the Seller is obliged to deliver to Buyer a specified quantity of gas, or compensate the Buyer if not made available, unless otherwise excused under the contract. Similarly, in respect of any day, the Buyer is obliged to take a specified quantity of gas, or compensate the Seller if not taken, unless otherwise excused under the contract.