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**Re: In the Matter of NFE Altamira FLNG, S. de R.L. de C.V.
Docket No. 22-110-LNG
DOE/FECM Order No. 5156
Request for Extension of Term**

To Whom It May Concern:

On September 9, 2022, NFE Altamira FLNG, S. de R.L. de C.V. (“NFE Altamira”) filed an application with the U.S. Department of Energy’s (“DOE”) Office of Fossil Energy & Carbon Management (“DOE/FECM”) seeking authorization under Section 3 of the Natural Gas Act to export 158 billion cubic feet per year (“bcf/y”) of domestically-produced natural gas to Mexico via pipeline, to be delivered to NFE Altamira’s floating liquefaction and export terminal project located off the coast of Altamira Tamaulipas, Mexico (the “Altamira FLNG Project” or “Project”).¹ NFE Altamira further requested authorization to re-export up to 145 bcf/y of this liquefied natural gas (“LNG”) to free trade agreement (“FTA”) and non-free trade agreement (“Non-FTA”) nations, for a term extending through December 31, 2050. On March 3, 2023, DOE/FECM issued an order authorizing NFE Altamira to export 158 bcf/y of natural gas to Mexico and to other FTA nations (“FTA Order”) for a term commencing on the date of first export following the commencement of commercial operation of the Project, and extending through December 31, 2050.²

DOE/FECM subsequently prepared draft and final environmental assessments for the authorization requested by NFE Altamira to export LNG to Non-FTA nations. The final environmental assessment was published on December 7, 2023, as revised on December 12, 2023.³ On January 26, 2024, as NFE Altamira was waiting for DOE/FECM to issue an order authorizing NFE Altamira to re-export U.S.-sourced LNG from Mexico to Non-FTA nations, the Biden

¹ *NFE Altamira FLNG, S. de R.L. de C.V.*, Application for Long-Term, Multi-Contract Authorizations to Export Natural Gas to Mexico and to Re-Export Liquefied Natural Gas from Mexico to Free Trade Agreement and Non-Free Trade Agreement Nations, Docket No. 22-110-LNG (Sept. 9, 2022) (“Application”).

² *NFE Altamira FLNG, S. de R.L. de C.V.*, Order Granting Long-Term Authorization to Export Natural Gas to Mexico and Other Free Trade Agreement Nations, DOE/FECM Order No. 4960, Docket No. 22-110-LNG (Mar. 3, 2023).

³ *NFE Altamira FLNG, S. de R.L. de C.V.*, Environmental Assessment (DOE/EA-2226), Docket No. 22-110-LNG (Dec. 7, 2023), *as amended*, *NFE Altamira FLNG, S. de R.L. de C.V.*, Errata to Environmental Assessment (DOE/EA-2226), Docket No. 22-110-LNG (Dec. 12, 2023) (“Environmental Assessment”).



administration announced “a pause” on approvals for all pending and future applications to export LNG to Non-FTA nations, until DOE could complete a review of the economic and environmental impacts of issuing such authorizations.⁴

Subsequently, on August 31, 2024, DOE/FECM issued an order authorizing NFE Altamira to re-export LNG from Mexico to Non-FTA nations for the full volume requested but only for a term of **five years** (“Non-FTA Order”), notwithstanding that NFE Altamira had requested a term extending through 2050, consistent with the term of the FTA Order.⁵ The Non-FTA Order further stated that authorizing NFE Altamira’s re-exports of LNG ***was not inconsistent with the public interest***⁶ and that once DOE had “a more complete record,”⁷ DOE would reevaluate the export term upon NFE Altamira’s request for an amendment, which should be filed no sooner than two years from the date of the Non-FTA Order.

On December 20, 2024, DOE published its updated study of LNG exports commissioned by the Biden administration (“2024 LNG Export Study”), to inform DOE’s review of applications to export LNG to Non-FTA nations.⁸ The public comment period on the 2024 LNG Export Study closed on March 20, 2025.⁹

Exports have commenced from the Altamira FLNG Project,¹⁰ and NFE Altamira is exploring opportunities to enter into long-term LNG sales agreements for LNG produced by the Project.¹¹ However, NFE Altamira’s efforts have been hindered by the five-year term of the Non-FTA Order. Accordingly, to provide the necessary certainty of continued service required for potential customers to enter into long term LNG sales agreements, and to allow NFE Altamira to secure the

⁴ On July 1, 2024, a U.S. District Court Judge in Louisiana issued an order in *Louisiana v. Biden*, No. 2:24-CV-00406, 2024 WL 3253103 (W.D. La. July 1, 2024), staying the Biden administration’s LNG export pause.

⁵ *NFE Altamira FLNG, S. de R.L. de C.V.*, Order Granting Long-Term Authorization to Re-Export U.S.-Sourced Natural Gas in the Form of Liquefied Natural Gas from Mexico to Non-Free Trade Agreement Nations, DOE/FECM Order No. 5156, Docket No. 22-110-LNG (Aug. 31, 2024).

⁶ *See id.* at 30 (“DOE has reviewed the evidence in the record and relevant precedent in earlier non-FTA export decisions and has not found an adequate basis to conclude that NFE Altamira’s proposed re-exports of U.S.-sourced natural gas as LNG from Mexico for delivery to non-FTA countries will be inconsistent with the public interest.”).

⁷ *Id.* at 6.

⁸ U.S. Dept. of Energy, *2024 LNG Export Study: Energy, Economic, and Environmental Assessment of U.S. LNG Exports*, 89 Fed. Reg. 104,132 (Dec. 20, 2024).

⁹ U.S. Dept. of Energy, *2024 LNG Export Study: Energy, Economic, and Environmental Assessment of U.S. LNG Exports; Extension of Comment Period*, 90 Fed. Reg. 9,018 (Feb. 5, 2025).

¹⁰ On August 9, 2024, the first export of LNG from the Altamira FLNG Project occurred under NFE Altamira’s FTA export authorization; written notification was provided to DOE/FECM on August 23, 2024. *See NFE Altamira FLNG, S. de R.L. de C.V.*, Notification of First Export, Docket No. 22-110-LNG (Aug. 23, 2024).

¹¹ These agreements may have terms significantly in excess of five-years.



necessary financing to facilitate such transactions, NFE Altamira requests that DOE/FECM issue an order amending its Non-FTA Order to reflect the term originally requested – i.e., through December 31, 2050 – at the earliest date possible.

The record developed before DOE/FECM already contains sufficient analysis supporting a Non-FTA authorization term through 2050. For example, the Environmental Assessment, which independently analyzed environmental impacts of LNG exports from the Project, “assumed a time period of operation under the authorization spanning the beginning of 2024 through the end of 2050, based on the export term requested in the Application and DOE’s current policy on term length.”¹² Although NFE Altamira recognizes that DOE is currently reviewing comments received on the 2024 LNG Export Study, which will inform DOE/FECM’s authorizations for ***new and pending*** Non-FTA authorizations, the Altamira FLNG Project is already constructed, in service and engaged in the export of LNG to Non-FTA nations.¹³

Given the specific analyses already performed by DOE/FECM in the instant proceeding assessing the public interest and environmental impacts of NFE Altamira’s Non-FTA authorization, and that NFE Altamira is operational and currently exporting LNG to both FTA and Non-FTA nations, there is good cause to extend the export term of the Non-FTA Order to be consistent with the term of the FTA Order. Finally, NFE Altamira requests any waivers that may be required to grant this request.

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

Respectfully submitted,

/s/ Lisa M. Tonery

Lisa M. Tonery

Jacob I. Cunningham

Attorneys for

NFE Altamira FLNG, S. de R.L. de C.V.

¹² *Environmental Assessment*, at p. 24.

¹³ NFE Altamira notes that DOE/FECM has issued orders to Commonwealth LNG, LLC and Venture Global CP2 LNG, LLC conditionally granting authorization to export LNG to Non-FTA nations, pending final orders informed by the 2024 LNG Export Study. However, since NFE Altamira is currently authorized to engage in exports to Non-FTA nations, and is actively doing so, it is in a different posture. Accordingly, a conditional authorization would not provide the certainty required by potential customers to enter into long-term LNG sales agreements with NFE Altamira. *See Commonwealth LNG, LLC*, Order Conditionally Granting Long-Term Authorization to Export Liquefied Natural Gas to Non-Free Trade Agreement Nations, DOE/FECM Order No. 5238, Docket No. 19-134-LNG, at 8 (Feb. 14, 2025); *see also Venture Global CP2 LNG, LLC*, Order Conditionally Granting Long-Term Authorization to Export Liquefied Natural Gas to Non-Free Trade Agreement Nations, DOE/FECM Order No. 5264, Docket No. 21-131-LNG, at 8 (Mar. 19, 2025).

VERIFICATION

I, Matthew Reinhard, declare that I serve as Legal Representative to NFE Altamira FLNG, S. de R.L. de C.V. and I am duly authorized to make this Verification; that I have read the foregoing instrument and the facts therein stated are true and correct to the best of my knowledge, information, and belief.

Signed on this 1st day of April, 2025, at New York, NY.

/s/ Matthew Reinhard

Matthew Reinhard

Legal Representative on behalf of

NFE Altamira FLNG, S. de R.L. de C.V.

CERTIFICATE OF SERVICE

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

Dated at Washington, D.C., this 1st day of April, 2025.

/s/ Jacob I. Cunningham

Jacob I. Cunningham

Attorney on behalf of

NFE Altamira FLNG, S. de R.L. de C.V.