

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

SABINE PASS LIQUEFACTION, LLC

)
) DOCKET NO. 17-161-LNG
)
)

ORDER GRANTING BLANKET AUTHORIZATION
TO EXPORT LIQUEFIED NATURAL GAS BY VESSEL
FROM THE SABINE PASS LNG TERMINAL
LOCATED IN CAMERON PARISH, LOUISIANA,
TO NON-FREE TRADE AGREEMENT NATIONS

DOE/FE ORDER NO. 4150

JANUARY 30, 2018

I. DESCRIPTION OF REQUEST

On December 20, 2017, Sabine Pass Liquefaction, LLC (Sabine Pass) filed an application (Application)¹ with the Office of Fossil Energy (FE) of the Department of Energy (DOE) under section 3 of the Natural Gas Act (NGA), 15 U.S.C. § 717b,² requesting blanket authorization to engage in short-term exports of domestically produced liquefied natural gas (LNG). Sabine Pass seeks authorization to export this LNG in a volume up to the equivalent of 600 billion cubic feet (Bcf) of natural gas on a cumulative basis from the Sabine Pass Liquefaction Project.³ The Liquefaction Project is being developed by Sabine Pass and its affiliate, Sabine Pass LNG, L.P., at the existing Sabine Pass LNG import, storage, and vaporization terminal in Cameron Parish, Louisiana (Sabine Pass LNG Terminal).

Sabine Pass requests authorization to export this LNG to any country with the capacity to import LNG via ocean-going carrier and with which trade is not prohibited by U.S. law or policy. This includes: (i) any country with which the United States currently has, or in the future will have, a free trade agreement (FTA) requiring national treatment for trade in natural gas, and with which trade is not prohibited by U.S. law or policy (FTA countries),⁴ and (ii) any other country with which trade is not prohibited by U.S. law or policy (non-FTA countries).

¹ Application of Sabine Pass Liquefaction, LLC for Blanket Authorization to Export Liquefied Natural Gas, FE Docket No. 17-161-LNG (Dec. 20, 2017) [hereinafter Sabine Pass App.].

² The authority to regulate the imports and exports of natural gas, including liquefied natural gas, under section 3 of the NGA (15 U.S.C. § 717b) has been delegated to the Assistant Secretary for FE in Redelegation Order No. 00-006.02 issued on November 17, 2014.

³ The Federal Energy Regulatory Commission (FERC) has authorized the construction and operation of six LNG production trains (*i.e.*, Trains 1-6) at the Sabine Pass LNG Terminal. As approved by FERC to date, the total authorized production capacity of the Sabine Pass Liquefaction Project is approximately 29 million metric tons per annum of LNG, or 4.14 Bcf per day of natural gas (1511.1 Bcf per year (Bcf/yr)). *See* Sabine Pass App. at 1 n.3; *see also Sabine Pass Liquefaction Expansion, LLC, et al.*, Order Granting Authorization Under Section 3 of the Natural Gas Act and Issuing Certificates, 151 FERC ¶ 61,012 (April 6, 2015), *reh'g denied*, 151 FERC ¶ 61,253 (June 23, 2015).

⁴ The United States currently has FTAs requiring national treatment for trade in natural gas with Australia, Bahrain, Canada, Chile, Colombia, Dominican Republic, El Salvador, Guatemala, Honduras, Jordan, Mexico, Morocco, Nicaragua, Oman, Panama, Peru, Republic of Korea, and Singapore. FTAs with Israel and Costa Rica do not require national treatment for trade in natural gas.

Sabine Pass seeks to export the LNG over a two-year period commencing on the later of the date of first short-term export or January 16, 2018. Sabine Pass requests to export the LNG on its own behalf and as agent for other entities who will hold title to the LNG at the time of export.

The portion of the Application requesting authorization to export LNG to FTA countries was reviewed pursuant to NGA section 3(c), 15 U.S.C. § 717b(c), and granted in a separate order (DOE/FE Order No. 4137) issued on January 10, 2018.⁵ In this Order, DOE/FE grants the portion of the Application requesting authorization to export LNG to non-FTA countries, pursuant to NGA section 3(a), 15 U.S.C. § 717b(a).

On December 28, 2017, DOE/FE published a Notice of Application for the requested non-FTA export authorization in the *Federal Register*.⁶ The Notice of Application called on interested persons to submit protests, motions to intervene, notices of intervention, and comments by January 29, 2018. No protests or comments were filed, and therefore the requested authorization is uncontested. As discussed below, DOE/FE has reviewed the record in this proceeding and finds that it has not been demonstrated that Sabine Pass's proposed exports to non-FTA countries are inconsistent with the public interest under NGA section 3(a). Additional terms and conditions are set forth below.

II. BACKGROUND

Applicant. Sabine Pass is a limited liability company organized under the laws of Delaware. It is a wholly-owned indirect subsidiary of Cheniere Energy Partners, L.P., a publicly-traded Delaware limited partnership that is, in turn, an indirect subsidiary of Cheniere

⁵ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 4137, FE Docket No. 17-161-LNG, Order Granting Blanket Authorization to Export Liquefied Natural Gas by Vessel from the Sabine Pass LNG Terminal Located in Cameron Parish, Louisiana, to Free Trade Agreement Countries (Jan. 10, 2018).

⁶ *Sabine Pass Liquefaction, LLC*, Application for Blanket Authorization to Export Liquefied Natural Gas to Non-Free Trade Agreement Nations on a Short-Term Basis, 82 Fed. Reg. 61,555 (Dec. 28, 2017).

Energy, Inc. (Cheniere Energy), a publicly-traded corporation.⁷ Sabine Pass states that Cheniere Energy is a developer of LNG import and export terminals and natural gas pipelines on the Gulf Coast, including the Sabine Pass Liquefaction Project. Sabine Pass further states that it is authorized to do business in Louisiana and Texas, and has its principal place of business in Houston, Texas.

Procedural History. Sabine Pass holds several long-term export authorizations from DOE/FE to export LNG from the Sabine Pass LNG Terminal to both FTA and non-FTA countries. As relevant here, Sabine Pass's long-term non-FTA authorizations include:

- DOE/FE Order No. 2961-A (as amended), authorizing the export of 803 Bcf/yr from Trains 1-4 to non-FTA countries;⁸
- DOE/FE Order No. 3669-B (as amended), authorizing the export of 503.3 Bcf/yr from Trains 5-6 to non-FTA countries;⁹ and
- DOE/FE Order No. 3792, authorizing the export of 203 Bcf/yr from Trains 1-4 to non-FTA countries.¹⁰

In sum, Sabine Pass is authorized to export LNG from Trains 1-6 to FTA and non-FTA countries in a total, non-additive volume equivalent to 1,509.3 Bcf/yr of natural gas, pursuant to

⁷ See *Sabine Pass Liquefaction, LLC, et al.*, Description of Recent Equity Ownership Change, FE Docket No. 13-121-LNG, *et al.*, 1-2 (Jan. 15, 2016).

⁸ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 2961-A, FE Docket No. 10-111-LNG, Final Opinion and Order Granting Long-Term Authorization to Export Liquefied Natural Gas From Sabine Pass LNG Terminal to Non-Free Trade Agreement Nations (Aug. 7, 2012); see also *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 2961-C, FE Docket No. 10-111-LNG, Order Amending DOE/FE Order Nos. 2961-A and 2961-B (May 4, 2016).

⁹ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3669, FE Docket Nos. 13-30-LNG, 13-42-LNG, and 13-121-LNG, Final Opinion and Order Granting Long-Term, Multi-Contract Authorization to Export Liquefied Natural Gas by Vessel from the Sabine Pass LNG Terminal Located in Cameron Parish, Louisiana, to Non-Free Trade Agreement Nations (June 26, 2015); see also *Sabine Pass Liquefaction, LLC*, DOE/FE Order Nos. 3306-A, 3307-A, 3384-A, and 3669-B, FE Docket Nos. 13-30-LNG, 13-42-LNG, and 13-121-LNG (Consolidated), Order Granting Withdrawal of Filing and Request for Clarification (Oct. 31, 2017).

¹⁰ *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3792, FE Docket No. 15-63-LNG, Final Opinion and Order Granting Long-Term, Multi-Contract Authorization to Export Liquefied Natural Gas by Vessel From the Sabine Pass LNG Terminal Located in Cameron Parish, Louisiana, to Non-Free Trade Agreement Nations (Mar. 11, 2016).

long-term authorizations.¹¹ The Appendix to this Order lists all of Sabine Pass's existing long-term export authorizations.

Additionally, Sabine Pass held a short-term blanket authorization to export domestically produced LNG from the Sabine Pass LNG Terminal in a volume equivalent to 600 Bcf of natural gas over a two-year period, which expired on January 15, 2018.¹²

Source of Natural Gas. Sabine Pass previously has stated that it will purchase natural gas to be used as fuel and feedstock for LNG production from the interstate and intrastate grid at points of interconnection with other pipelines and points of liquidity both upstream and downstream of the Cheniere Creole Trail Pipeline, L.P. system and other systems that interconnect with the Liquefaction Project.¹³ Sabine Pass has asserted that, through these pipelines' interconnections with other interstate and intrastate pipeline systems, its Liquefaction Project has access to virtually any point on the U.S. interstate pipeline system through direct delivery or by displacement.¹⁴

Business Model. Sabine Pass requests authorization to export LNG on its own behalf and as agent for other entities that will hold title to the LNG at the time of export. Sabine Pass states that it will comply with all DOE/FE requirements for both exporters and agents, as set forth in recent DOE/FE orders.

Environmental Review. According to Sabine Pass, the authorization of the requested short-term LNG exports will not require any modifications of Sabine Pass's facilities previously authorized by FERC.¹⁵ Therefore, citing DOE/FE precedent, Sabine Pass asserts that this

¹¹ See *id.* at 2-3, 13, 16-18 & Tables 1-2 (discussing volumes of LNG approved for export).

¹² *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3767, FE Docket No. 15-171-LNG, Order Granting Blanket Authorization to Export Liquefied Natural Gas by Vessel from the Sabine Pass LNG Terminal Located in Cameron Parish, Louisiana (Jan. 13, 2016).

¹³ See, e.g., *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 3792, at 19.

¹⁴ See *id.*

¹⁵ Sabine Pass App. at 6.

application should be categorically excluded from the preparation of an environmental impact statement or environmental assessment under the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. § 4321 *et seq.*¹⁶

III. APPLICANT'S PUBLIC INTEREST ANALYSIS

Sabine Pass asserts that DOE/FE previously has undertaken a robust public interest analysis in granting Sabine Pass's requests for long-term, multi-contract export authorization from its Liquefaction Project to non-FTA countries.¹⁷ Sabine Pass states that, in granting recent applications for short-term blanket export authorization from projects that have previously received long-term export authorizations, DOE/FE has concluded that "no additional public interest review beyond that conducted in the earlier non-FTA export proceeding[s] is warranted."¹⁸ On this basis, and based on additional evidence cited in the Application, Sabine Pass maintains that its requested export authorization is consistent with the public interest under NGA section 3(a).

Sabine Pass contends that recent U.S. Energy Information Administration (EIA) projections confirm the adequacy of domestic natural gas supplies to meet demand during the two-year term for the requested export authorization. Sabine Pass notes EIA's December 2017 Short-Term Energy Outlook forecasts that "natural gas production in 2018 will be 6.1 Bcf/d higher than the 2017 level,"¹⁹ and that EIA's 2017 Annual Energy Outlook states that in the Reference Case, "natural gas production over the 2016-20 period is projected to grow at about

¹⁶ See *id.* (citing, e.g., *Dominion Cove Point LNG, LP*, DOE/FE Order No. 4046, FE Docket No. 16-205-LNG, Order Granting Blanket Authorization to Export Liquefied Natural Gas by Vessel from the Cove Point Terminal Located in Calvert County, Maryland, to Free Trade Agreement and Non-Free Trade Agreement Nations, at 14-15 (June 2, 2017)).

¹⁷ See *id.* at 3 n.6, 5 (summarizing orders).

¹⁸ *Id.* at 5 (quoting, e.g., *Dominion Cove Point LNG, LP*, DOE/FE Order No. 4046, at 13).

¹⁹ *U.S. Energy Info. Admin.*, December 2017 Short-Term Energy Outlook, at 1 (Dec. 12, 2017) available at: <https://www.eia.gov/outlooks/steo/archives/Dec17.pdf>.

the same rapid rate (nearly 4% annual average) as it has since 2005.’’²⁰ For these reasons, Sabine Pass maintains that its proposed exports are consistent with the public interest.²¹

VI. DISCUSSION FOR REQUESTED NON-FTA AUTHORIZATION

A. Standard of Review

Section 3(a) of the NGA sets forth the applicable standard of review for Sabine Pass’s request for authorization to engage in short-term exports of LNG to non-FTA countries. Section 3(a) provides:

[N]o person shall export any natural gas from the United States to a foreign country or import any natural gas from a foreign country without first having secured an order of the [Secretary of Energy] authorizing it to do so. The [Secretary] shall issue such order upon application, unless after opportunity for hearing, [he] finds that the proposed exportation or importation will not be consistent with the public interest. The [Secretary] may by [the Secretary’s] order grant such application, in whole or part, with such modification and upon such terms and conditions as the [Secretary] may find necessary or appropriate.

15 U.S.C. § 717b(a). This provision creates a rebuttable presumption that a proposed export of natural gas is in the public interest. DOE/FE must grant such an application unless opponents of the application overcome that presumption by making an affirmative showing of inconsistency with the public interest.²²

In evaluating an export application under this standard, DOE/FE applies the principles described in DOE Delegation Order No. 0204-111;²³ the principles described in DOE’s 1984

²⁰ *U.S. Energy Info. Admin.*, 2017 Annual Energy Outlook, at 54 (Jan. 5, 2017), available at: [https://www.eia.gov/outlooks/aeo/pdf/0383\(2017\).pdf](https://www.eia.gov/outlooks/aeo/pdf/0383(2017).pdf).

²¹ Sabine Pass App. at 6.

²² *See, e.g., Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 2961, FE Docket No. 10-111-LNG, Opinion and Order Conditionally Granting Long-Term Authorization to Export Liquefied Natural Gas from Sabine Pass LNG Terminal to Non-Free Trade Agreement Nations, at 28 (May 20, 2011); *see also Phillips Alaska Natural Gas Corp. & Marathon Oil Co.*, DOE/FE Order No. 1473, FE Docket No. 96-99-LNG, Order Extending Authorization to Export Liquefied Natural Gas from Alaska, at 13 (April 2, 1999), citing *Panhandle Producers & Royalty Owners Ass’n v. ERA*, 822 F.2d 1105, 1111 (D.C. Cir. 1987).

²³ DOE Delegation Order No. 0204-111 (Feb. 22, 1984).

Policy Guidelines;²⁴ and other factors set forth in prior DOE export authorizations. These factors include economic impacts, international impacts, security of natural gas supply, and environmental impacts, among others.

In sum, DOE/FE's review of export applications under NGA section 3(a) focuses on: (i) the domestic need for the natural gas proposed to be exported, (ii) whether the proposed exports pose a threat to the security of domestic natural gas supplies, (iii) whether the arrangement is consistent with DOE/FE's policy of promoting market competition, and (iv) any other factors bearing on the public interest described herein. In addition, NEPA requires DOE to give appropriate consideration to the environmental effects of its proposed decisions.

B. Public Interest Review

In several long-term orders, DOE/FE has authorized Sabine Pass to export domestically produced LNG from the Sabine Pass Liquefaction Project to FTA and non-FTA countries in a combined volume equivalent to 1,509.3 Bcf/yr of natural gas.²⁵ In those orders, DOE conducted a public interest review for those non-FTA exports, including an evaluation of the domestic need for the natural gas proposed for export. Based on that review, DOE determined that Sabine Pass's long-term exports were not inconsistent with the public interest under NGA section 3(a).²⁶

In this proceeding, Sabine Pass requests a short-term blanket authorization to export LNG in a volume equivalent to 600 Bcf of natural gas over two years, which averages to 300 Bcf/yr each year. This volume is significantly less than the long-term non-FTA exports that DOE/FE has previously authorized. Provided that the proposed exports—when added to any volumes exported under Sabine Pass's long-term authorization orders—do not exceed 1,509.3 Bcf on an

²⁴ New Policy Guidelines and Delegations Order Relating to Regulation of Imported Natural Gas, 49 Fed. Reg. 6684 (Feb. 22, 1984).

²⁵ See *supra* at 4-5 and Appendix.

²⁶ See *id.*

annual (*i.e.*, consecutive 12-month) basis, the public interest impacts of Sabine Pass's exports to non-FTA countries will not increase as a consequence of DOE/FE's approval of this Application.

Accordingly, we agree with Sabine Pass that no additional public interest review beyond that conducted in the earlier non-FTA export proceeding is warranted. For these reasons, DOE/FE has determined that it has not been demonstrated that the proposed exports of LNG will be inconsistent with the public interest, as would be required to deny Sabine Pass's non-FTA request under NGA section 3(a).

C. Environmental Review

In issuing Sabine Pass's existing long-term non-FTA authorizations, DOE/FE considered the potential environmental impacts of Sabine Pass's proposals to export LNG from the Liquefaction Project. DOE/FE considered both its obligations under NEPA and its obligation under NGA section 3(a) to ensure that the proposal was not inconsistent with the public interest. In conducting this review, DOE/FE considered a wide range of information, including but not limited to FERC's environmental approvals for the Sabine Pass Liquefaction Project, DOE's Addendum,²⁷ and various intervenor arguments opposing those non-FTA exports.

In addition, as explained above, the requested authorization will not result in an increase of LNG exports previously approved for export under Sabine Pass's long-term non-FTA authorizations in any 12-month period. Under these circumstances, we find that approval of the Application will not result in any incremental environmental impacts as compared to the environmental impacts previously reviewed by FERC and DOE.

Sabine Pass further states that approval of the Application will not require additional construction or modification to its previously approved facilities at the Sabine Pass LNG

²⁷ See U.S. Dep't of Energy, Addendum to Environmental Review Documents Concerning Exports of Natural Gas From the United States, 79 Fed. Reg. 48,132 (Aug. 15, 2014).

Terminal. The Department's regulations at 10 CFR Part 1021, Subpart D, Appendix B provide a list of categorical exclusions from preparation of either an environmental assessment or environmental impact statement under NEPA. Categorical exclusion B5.7 applies to natural gas import or export activities requiring minor operational changes to existing projects, but no new construction. On January 30, 2018, DOE/FE issued a categorical exclusion under this provision.²⁸ This Order grants the non-FTA portion of the Application, in part, on the basis of this Categorical Exclusion.

VI. FINDINGS

(1) Upon a review of the record, DOE/FE finds that a grant of the non-FTA portion of the uncontested Application has not been shown to be inconsistent with the public interest under NGA section 3(a). Additionally, the proposed exports qualify for a categorical exclusion under NEPA, such that no environmental assessment or environmental impact statement will be required. DOE/FE therefore grants the non-FTA portion of Sabine Pass's Application in this Order.

(2) As described above, Sabine Pass requests authorization to export LNG on its own behalf and as agent for other entities who may or may not hold title to the LNG at the time of export. DOE/FE previously addressed the issue of Agency Rights in DOE/FE Order No. 2913,²⁹ which granted Freeport LNG Expansion, L.P., *et al.* (collectively, FLEX) authority to export LNG to FTA countries. In that order, DOE/FE approved a proposal by FLEX to register each LNG title holder for whom FLEX sought to export LNG as agent. DOE/FE found that this

²⁸ U.S. Dep't of Energy, Categorical Exclusion Determination, *Sabine Pass Liquefaction, LLC*, FE Docket No. 17-171-LNG (Jan. 30, 2018) [hereinafter Categorical Exclusion].

²⁹ *Freeport LNG Expansion, L.P., et al.*, DOE/FE Order No. 2913, FE Docket No. 10-160-LNG, Order Granting Long-Term Authorization to Export Liquefied Natural Gas from Freeport LNG Terminal to Free Trade Nations (Feb. 10, 2011).

proposal was an acceptable alternative to the non-binding policy adopted by DOE/FE in *The Dow Chemical Company*,³⁰ which established that the title for all LNG authorized for export must be held by the authorization holder at the point of export. We find that the same policy considerations that supported DOE/FE's acceptance of the alternative registration proposal in DOE/FE Order No. 2913 apply here as well.

DOE/FE has reiterated its policy on Agency Rights procedures in authorizations including *Cameron LNG, LLC*, DOE/FE Order No. 3680.³¹ In that order, DOE/FE determined that, in LNG export orders in which Agency Rights have been granted, DOE/FE shall require registration materials filed for, or by, a LNG title-holder (Registrant) to include the same company identification information and long-term contract information of the Registrant as if the Registrant had filed an application to export LNG on its own behalf.³²

To ensure that the public interest is served, the authorization granted herein shall be conditioned to require that where Sabine Pass proposes to export LNG as agent for other entities who hold title to the LNG (Registrants), Sabine Pass must register with DOE/FE those entities on whose behalf it will export LNG in accordance with the procedures and requirements described herein.

ORDER

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

A. Sabine Pass Liquefaction, LLC is authorized to export domestically produced LNG by vessel from the Liquefaction Project at the Sabine Pass LNG Terminal, in a volume

³⁰ *The Dow Chemical Company*, DOE/FE Order No. 2859, FE Docket No. 10-57-LNG, Order Granting Blanket Authorization to Export Liquefied Natural Gas, at 7-8 (Oct. 5, 2010), *discussed in Freeport LNG*, DOE/FE Order No. 2913, at 7-8.

³¹ *Cameron LNG, LLC*, DOE/FE Order No. 3680, FE Docket No. 15-36-LNG, Order Granting Long-Term, Multi-Contract Authorization to Export Liquefied Natural Gas By Vessel from the Cameron LNG Terminal in Cameron and Calcasieu Parishes, Louisiana, to Free Trade Agreement Nations (July 10, 2015).

³² *See id.* at 8-9 (citation omitted).

equivalent to 600 Bcf of natural gas, pursuant to transactions that have terms of no longer than two years. Sabine Pass is authorized to export this LNG on its own behalf or as agent for other entities who hold title to the natural gas at the time of export. This authorization shall be effective for a two-year term beginning on January 30, 2018, and extending through January 29, 2020.

B. The volume of LNG authorized for export in this Order, when combined with the volume of LNG approved for export in Sabine Pass's long-term non-FTA export authorizations, shall not exceed the maximum production capacity of the Sabine Pass Liquefaction Project at the Sabine Pass LNG Terminal, as approved by FERC.³³ Under the terms of prior authorizations, the volumes approved in Sabine Pass's long-term export authorizations to FTA and non-FTA countries are not additive to one another. Likewise, the volume approved in this Order is not additive to the volume approved in the short-term FTA export authorization issued to Sabine Pass on January 10, 2018 (DOE/FE Order No. 4137).³⁴

C. The LNG authorized for export in this Order may be exported by vessel from the Sabine Pass Liquefaction Project at the Sabine Pass LNG Terminal to any country with the capacity to import ocean-going LNG carriers and with which trade is not prohibited by U.S. law or policy.

D. Sabine Pass shall ensure that all transactions authorized by this Order are permitted and lawful under U.S. laws and policies, including the rules, regulations, orders, policies, and other determinations of the Office of Foreign Assets Control of the United States Department of the Treasury and FERC. Failure to comply with this requirement could result in rescission of this authorization and/or other civil or criminal remedies.

³³ See *supra* at 2 n.3.

³⁴ See *supra* at 3 n.5.

E. Sabine Pass shall include, and require others for whom Sabine Pass acts as agent to include, the following provision in any agreement or other contract for the sale or transfer of LNG exported pursuant to this Order:

Customer or purchaser acknowledges and agrees that it will resell or transfer LNG purchased hereunder for delivery only to countries with the capacity to import ocean-going LNG carriers and identified in Ordering Paragraph C of DOE/FE Order No. 4150, issued January 30, 2018, in FE Docket No. 17-161-LNG, and/or to purchasers that have agreed in writing to limit their direct or indirect resale or transfer of such LNG to such countries. Customer or purchaser further commits to cause a report to be provided to Sabine Pass Liquefaction, LLC that identifies the country (or countries) into which the LNG or natural gas was actually delivered and/or received for end use, and to include in any resale contract for such LNG the necessary conditions to ensure that Sabine Pass Liquefaction, LLC is made aware of all such countries.

F. Sabine Pass is permitted to use its authorization in order to export LNG as agent for other entities, after registering the other entities with DOE/FE. Registration materials shall include an acknowledgement and agreement by the Registrant to supply Sabine Pass with all information necessary to permit Sabine Pass to register that person or entity with DOE/FE, including: (1) the Registrant's agreement to comply with this Order and all applicable requirements of DOE's regulations at 10 C.F.R. Part 590, including but not limited to destination restrictions; (2) the exact legal name of the Registrant, state/location of incorporation/registration, primary place of doing business, and the Registrant's ownership structure, including the ultimate parent entity if the Registrant is a subsidiary or affiliate of another entity; and (3) the name, title, mailing address, e-mail address, and telephone number of a corporate officer or employee of the Registrant to whom inquiries may be directed.

G. Each registration submitted pursuant to this Order shall have current information on file with DOE/FE. Any changes in company name, contact information, or other relevant modification shall be filed with DOE/FE within 30 days of such change(s).

H. Sabine Pass shall ensure that all persons required by this Order to register with DOE/FE have done so.

I. Monthly Reports: With respect to the LNG exports authorized by this Order, Sabine Pass shall file with the Office of Regulation and International Engagement, within 30 days following the last day of each calendar month, a report indicating whether exports of LNG have been made. The first monthly report required by this Order is due not later than the 30th day of the month following the month of first export. In subsequent months, if exports have not occurred, a report of “no activity” for that month must be filed. If exports of LNG have occurred, the report must give the following details of each LNG cargo: (1) the name(s) of the authorized exporter; (2) the name of the U.S. export terminal; (3) the name of the LNG tanker; (4) the date of departure from the U.S. export terminal; (5) the country (or countries) into which the LNG or natural gas is actually delivered and/or received for end use; (6) the name of the supplier/seller; (7) the volume in thousand cubic feet (Mcf); (8) the price at point of export per million British thermal units (MMBtu); (9) the duration of the supply agreement (indicate spot sales); and (10) the name(s) of the purchaser(s).

(Approved by the Office of Management and Budget under OMB Control No. 1901-0294)

J. All monthly report filings shall be made to U.S. Department of Energy (FE-34), Office of Fossil Energy, Office of Regulation and International Engagement, P.O. Box 44375, Washington, D.C. 20026-4375, Attention: Natural Gas Reports. Alternatively, reports may be

e-mailed to ngreports@hq.doe.gov, or may be faxed to (202) 586-6050.

Issued in Washington, D.C., on January 30, 2018.



Digitally signed by
Robert J. Smith
Date: 2018.01.30
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Robert J. Smith
Deputy Assistant Secretary for Oil and Natural Gas (Acting)
Office of Fossil Energy

APPENDIX

The long-term orders issued by DOE to Sabine Pass authorizing exports of LNG to FTA countries and non-FTA countries are identified in the following tables:

Table 1: Orders Issued by DOE/FE to Sabine Pass for the Long-Term Export of Domestic LNG from the Sabine Pass LNG Terminal to FTA Countries

Docket No.	Order No.	Date Issued	Trains	Volume (Bcf/yr)	Term/Type
10-85-LNG	2833	Sept. 7, 2010	1-4	803.0	30 years, ³⁵ multi-contract
13-30-LNG	3306-A	July 11, 2013, as amended ³⁶	5-6	101.0	20 years, multi-contract
13-42-LNG	3307-A	July 12, 2013, as amended ³⁷	5-6	88.3	20 years, multi-contract
13-121-LNG	3384-A	Jan. 22, 2014, as amended ³⁸	5-6	314.0	20 years, multi-contract
14-92-LNG	3595	Feb. 12, 2015	1-4	203.0	25 years, multi-contract
Total Volume				1,509.3	

³⁵ See *Sabine Pass Liquefaction, LLC*, Errata to DOE/FE Order Nos. 3595 & 3384, FE Docket Nos. 14-92-LNG & 13-121-LNG (Feb. 24, 2015).

³⁶ See *Sabine Pass Liquefaction, LLC*, DOE/FE Order Nos. 3306-A, 3307-A, 3384-A, and 3669-B, FE Docket Nos. 13-30-LNG, 13-42-LNG, and 13-121-LNG (Consolidated), Order Granting Withdrawal of Filing and Request for Clarification (Oct. 31, 2017).

³⁷ See *id.*

³⁸ See *id.*

Table 2: Orders Issued by DOE/FE to Sabine Pass for the Long-Term Export of Domestic LNG from the Sabine Pass LNG Terminal to Non-FTA Countries

Docket No.	Order No.	Date Issued	Trains	Volume (Bcf/yr)	Term/Type
10-111-LNG	2961-A	Aug. 7, 2012, as amended ³⁹	1-4	803.0	20 years, multi-contract
13-30-LNG 13-42-LNG 13-121-LNG	3669-B	June 26, 2015, as amended ⁴⁰	5-6	503.3	20 years, multi-contract
15-63-LNG	3792	March 11, 2016	1-4	203.0	20 years, multi-contract
Total Volume				1,509.3	

³⁹ See *Sabine Pass Liquefaction, LLC*, DOE/FE Order No. 2961-C, FE Docket No. 10-111-LNG, Order Amending DOE/FE Order Nos. 2961-A and 2961-B (May 4, 2016).

⁴⁰ See *supra* at 16 n.36.