

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

TOP SPEED ENERGY USA LLC

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FE DOCKET NO. 20-118-NG

ORDER GRANTING BLANKET AUTHORIZATION
TO EXPORT LIQUEFIED NATURAL GAS TO CANADA AND MEXICO BY TRUCK,
TO IMPORT LIQUEFIED NATURAL GAS FROM CANADA BY TRUCK,
TO IMPORT LIQUEFIED NATURAL GAS FROM VARIOUS INTERNATIONAL
SOURCES BY VESSEL, AND
TO EXPORT LIQUEFIED NATURAL GAS TO CANADA AND MEXICO BY VESSEL

DOE/FE ORDER NO. 4605

OCTOBER 16, 2020

I. DESCRIPTION OF REQUEST

On September 4, 2020, Top Speed Energy USA LLC (Top Speed Energy USA) filed an application with the Office of Fossil Energy (FE) of the Department of Energy (DOE) under section 3 of the Natural Gas Act (NGA)¹ for blanket authorization to export liquefied natural gas (LNG) to Canada and Mexico by truck, to import LNG from Canada by truck, to export LNG to Canada and Mexico by vessel, and to import LNG from various international sources by vessel, in a combined total of 20 billion cubic feet (Bcf) of natural gas. The applicant requests the authorization be granted for a two-year term beginning on the date the Order is issued. Top Speed Energy USA is a Texas limited liability company with its principal place of business in Houston, Texas.

II. FINDING

The application has been evaluated to determine if the proposed import and export arrangements meet the public interest requirement of section 3 of the NGA, as amended by section 201 of the Energy Policy Act of 1992 (Pub. L. 102-486). Under section 3(c), the import and export of natural gas, including 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 the import of LNG from other international sources are deemed to be consistent with the public interest, and applications for such imports or exports must be granted without modification or delay. The authorization sought by Top Speed Energy USA to export liquefied natural gas by truck and vessel to Mexico, a nation with which a free trade agreement requiring national treatment for trade in natural gas is in effect, to import LNG by truck from and to export LNG by truck and

¹ 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. 00-002.04G issued on June 4, 2019.

vessel to Canada, a nation with which a free trade agreement requiring national treatment for trade in natural gas is in effect, and to import LNG from various international sources by vessel, meets the section 3(c) criteria and, therefore, is consistent with the public interest. This Order authorizes transactions with terms of not greater than two years.

ORDER

Pursuant to section 3 of the NGA, it is ordered that:

A. Top Speed Energy USA is authorized to export LNG to Canada and Mexico, to import LNG from Canada, and to import LNG from various international sources, in a combined total of 20 Bcf of natural gas, pursuant to transactions that have terms of not greater than two years. This authorization shall be effective for a two-year term beginning on October 16, 2020, and extending through October 15, 2022.

B. This LNG may be exported by truck at any point on the border between the United States and Canada, and at any point on the border between the United States and Mexico.

C. This LNG may be imported by truck at any point on the border between the United States and Canada.

C. This LNG may be imported by vessel at any LNG receiving facility in the United States and its territories.

D. This LNG may be exported by vessel from any LNG export terminal in the United States and its territories.

E. LNG imports that require increased security measures from the United States Coast Guard (USCG) or other branches of the Department of Homeland Security, in place now or added in the future, shall comply with those measures on a shipment-by-shipment basis to the satisfaction of the USCG. Such measures may include periodic boarding or examination of the vessel by the USCG at the load port, while the vessel is underway, at any time during the

voyage, and before and during discharge of the cargo while at the discharge port, as well as other enhanced security measures.

F. **Monthly Reports:** With respect to the natural gas imports and exports, and the imports and exports of LNG authorized by this Order, Top Speed Energy USA shall file with the Office of Regulation, Analysis, and Engagement, within 30 days following the last day of each calendar month, a report indicating whether imports or exports of natural gas or LNG have been made. Monthly reports shall be filed whether or not initial deliveries have begun. If imports and exports have not occurred, a report of “no activity” for that month must be filed.

If imports of LNG by truck have occurred, the report must give the following details of each LNG cargo: (1) the name of the U.S. receiving facility; (2) the country of origin; (3) the point(s) of entry; (4) the name(s) of the supplier(s)/seller(s); (5) the name(s) of the LNG transporter(s); (6) the volume in thousand cubic feet (Mcf); (7) the price per million British thermal units (MMBtu) at the point(s) of entry; (8) the duration of the supply agreement; and (9) the geographic market served (list State(s), U.S. Census Region(s), or general U.S. geographic area(s)).

If exports of LNG by truck have occurred, the report must give the following details of each LNG cargo: (1) the name of the U.S. departure facility; (2) the country of destination; (3) the point(s) of exit; (4) the name(s) of the supplier(s)/seller(s); (5) the name(s) of the LNG transporter(s); (6) the volume in Mcf; (7) the price per MMBtu at the point(s) of exit; and (8) the duration of the supply agreement.

If imports of LNG by vessel have occurred, the report must give the following details of each LNG cargo: (1) the name of the U.S. receiving terminal; (2) the name of the LNG tanker; (3) the date of arrival at the U.S. receiving terminal; (4) the country of origin; (5) the name of the

supplier/seller; (6) the volume in Mcf; (7) the landed price per MMBtu at the point of import; (8) the duration of the supply agreement (indicate spot purchases); (9) the name(s) of the purchaser(s); and (10) the geographic market served (list State(s), U.S. Census Region(s), or general U.S. geographic area(s)).

If exports of LNG by vessel have occurred, the report must give the following details of each LNG cargo: (1) the name of the U.S. export terminal; (2) the country of destination; (3) the date of departure from the U.S. export terminal; (4) the name of the LNG tanker; (5) the name of the supplier/seller; (6) the volume in Mcf; (7) the price per MMBtu at the point of exit; (8) the duration of the supply agreement (indicate spot sales); and (9) the name(s) of the purchaser(s).

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

G. The first monthly report required by this Order is due not later than November 30, 2020, and should cover the reporting period from October 16, 2020, through October 31, 2020.

H. All monthly report filings on Form FE-746R shall be made to the U.S. Department of Energy (FE-34), Office of Fossil Energy, Office of Regulation, Analysis, and Engagement, according to the methods of submission listed on the Form FE-746R reporting instructions available at <https://www.energy.gov/fe/services/natural-gas-regulation>.

Issued in Washington, D.C., on October 16, 2020.

Amy R. Sweeney
Director, Office of Regulation, Analysis, and Engagement
Office of Oil and Natural Gas