
United States
Department of Energy

Office of Electricity Delivery and Energy Reliability

CP Energy Marketing (US) Inc.

OE Docket No. EA-260-D



Amendment to
Order Authorizing Electricity Exports to Canada

Order No. EA-260-D

December 18, 2009

CP Energy Marketing (US) Inc.

Electricity Export Authorization Amendment

Order No. EA-260-D

I. BACKGROUND

Exports of electricity from the United States to a foreign country are regulated by the Department of Energy (DOE) pursuant to sections 301(b) and 402(f) of the Department of Energy Organization Act (42 U.S.C. 7151(b), 7172(f)) and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C.824a(e))¹.

On April 8, 2002, DOE issued Order No. EA-260 authorizing EPCOR Merchant and Capital (US) Inc. to transmit electric energy from the United States to Canada. On October 13, 2004, DOE issued Order No. EA-260-A which renewed that authorization for a five-year period. On November 21, 2006, DOE issued Order No. EA-260-B to reflect a voluntary transfer of the authority to export electricity to Canada from EPCOR Merchant and Capital (US) Inc. to EPCOR Energy Marketing (US) Inc. (EPCOR). On April 8, 2009 DOE issued Order No. EA-260-C, renewing EPCOR's export authority for an additional five-year term. That Order will expire on April 8, 2014.

On December 16, 2009, EPCOR notified DOE that, effective July 9, 2009, it changed its legal name to CP Energy Marketing (US) Inc. (CP Energy Marketing) and requested that it be authorized to export under its new name.

II. FINDING AND DECISION

DOE finds that the action requested by CP Energy Marketing (US) Inc. would have no effect on DOE's electric reliability determinations contained in Docket No. EA-260-C.

DOE has determined that this action is among those classes of actions not normally requiring preparation of an environmental assessment or an environmental impact statement and, therefore, is eligible for categorical exclusion under paragraph A13 of Appendix A to Subpart D of Part 1021 of DOE's National Environmental Policy Act Implementing Procedures (10 CFR Part 1021). Specifically, this categorical exclusion is provided for administrative, organization, or procedural orders. Documentation of the use of this categorical exclusion has been placed in this Docket.

¹ The authority to administer the International Electricity Regulatory Program through the regulation of electricity exports and the issuance of Presidential permits has been delegated to the Assistant Secretary for the Office of Electricity Delivery and Energy Reliability in Redlegation Order No. 00-002.10C issued on May 29, 2008.

IV. ORDER

Based on the above findings, the electricity export authorization issued to EPCOR on April 8, 2009, in Order No. EA-260-C, is hereby amended by changing the name of the authorized exporter to CP Energy Marketing (US) Inc.

All other terms and conditions of Order No. EA-260-C remain unchanged.

Issued in Washington, D.C., on December 18, 2009.

A handwritten signature in blue ink, appearing to read "Anthony J. Como", is written over a horizontal line.

Anthony J. Como
Director, Permitting and Siting
Office of Electricity Delivery and
Energy Reliability