

JANUARY 28, 2005

UNITED STATES OF AMERICA  
BEFORE THE  
DEPARTMENT OF ENERGY  
OFFICE OF FOSSIL ENERGY

NITOGO MANAGEMENT, INC. )

DOCKET NO. 05-04-LNG  
2-7-05: Called requested  
Amend to take out export.

APPLICATION OF NITOGO MANAGEMENT, INC  
FOR AUTHORIZATION TO IMPORT AND EXPORT  
LIQUEFIED GAS FROM AND TO NIGERIA

Pursuant to Section 3 of the Natural Gas Act ("NGA"), 15 U.S.C. Section 717b, Part 590 of the Regulations of the Department of Energy ("DOE"), Office of Fossil Energy ("FE"), and Section 201 of the Energy Policy Act of 1992 ("Energy Policy Act"), Nitogo Management, Inc. ("NITOGO") hereby submits the instant application for blanket authorization to import and export liquefied natural gas from and to Nigeria. In support of this application, NITOGO respectfully shows as follows:

I.  
GENERAL

Correspondence and communications regarding this application should be addressed to the following.

NITOGO MANAGEMENT INC  
AIRPORT CENTER  
4854 OLD NATIONAL HIGHWAY, SUITE 220C  
COLLEGE PARK, GA 30337  
(404)663-1016

II.  
BACKGROUND

NITOGO MANAGEMENT, INC is a corporation organized under the laws of the State of Delaware, with its principal place of business at AIRPORT CENTER 4854 Old National Highway, Suite 220C College Park, GA 30349. NITOGO is owned by NITOGO MANAGEMENT, INC with its principal place of business in College

Park, Georgia. NITOGO is actually engaged in the business of purchasing liquefied natural gas from various Nigerian gas producers, and reselling that gas throughout the United States.

### III.

#### AUTHORIZATION REQUESTED

By the instant application, NITOGO MANAGEMENT, INC requests that its import and export authorization from and to Nigeria be granted for two-year period.

NITOGO MANAGEMENT, INC request authorization to import from and export to Nigeria a combined total of up to 400 Bcf of liquefied natural gas over a two-year term. The requested authorization will enable NITOGO MANAGEMENT, INC to participate in short-term or spot-market liquefied natural gas transactions with U.S. customers. Since a transaction arranged by NITOGO may be structured with NITOGO either purchasing and taking title to the gas, or acting as agent for Nigeria sellers and U.S. purchasers, NITOGO requests authorization to import and export gas for its own account as well as for the account of its Nigerian suppliers and its U.S. purchasers.

NITOGO'S negotiations with prospective customers in the United States are of a continuing nature. Therefore, NITOGO requests that such import and export authority be granted on a blanket basis at all existing points of import and export from and to Nigeria to provide NITOGO with the flexibility necessary to respond quickly to these marketing opportunities. NITOGO cannot be competitive with other sellers if it must apply for import and export authorization for each transaction. The subject application is similar to other blanket import and export arrangements approved by DOE.

### IV.

#### PUBLIC INTEREST

The Energy Policy Act provides that the importation and exportation of liquefied natural gas from or to a nation with which there is in effect a free trade agreement shall be deemed to be within the public interest, and that applications for such importation and exportation shall be granted without modification or delay. Because NITOGO'S application is for the importation and exportation of liquefied natural gas from and to Nigeria, a nation with which the United States has a free trade agreement, NITOGO submits that its application is within the public interest

V.  
**ENVIRONMENTAL IMPACT**

No new facilities will be constructed in the United States for the proposed importation and exportation of liquefied natural gas. Consequently, granting this application will not be a federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act, 42 U.S.C. & 4321, *et seq.* Therefore, an environmental impact statement or environmental assessment is not required.

VI.  
**REPORTING REQUIREMENTS**

With respects to all imports and exports made pursuant to the authorization requested herein, NITOGO will undertake to file with the DOE/FE in the month following the close of each calendar quarter, reports indicating by month whether imports or exports have occurred, and if so, the details of each transaction, including the total volumes of imports and exports in Mcf and the average price for the imports and exports per MMBtu at the international border. The reports shall include the name of the seller, the name of the purchaser, the estimated or actual duration of the agreements, the name of the U.S transporter(s), the point of entry or the point of exit, whether the sales are made on an interruptible or firm basis, and, if applicable, the per unit (MMBtu).

Demand/commodity/reservation charge breakdown of the contact price. NITOGO will notify the DOE/FE in writing of the date of the first delivery of liquefied natural gas imported or exported under the requested authorization within two weeks of such delivery.

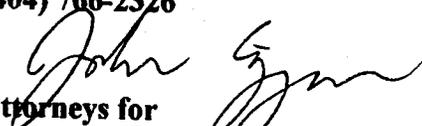
VII.  
**CONCLUSION**

WHEREFORE, for the foregoing reasons NITOGO respectfully request that the DOE/FE expeditiously consider the instant application and, pursuant to section 3 of

the NGA and section 201 of the Energy Policy Act, grant its request for blanket import and export authorization. NITOGO submits that a grant of such authorization would not be inconsistent with the public interest.

Respectfully submitted,  
Nitogo Management, Inc.

John Alan Eggers, Attorney at Law  
4854 Old National Highway, Suite 220-D  
College Park, GA 30337  
(404) 766-2326

  
Attorneys for  
NITOGO MANAGEMENT, INC.

DATE: JANUARY 28, 2005

**Reilly, Allyson**

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**From:** cmri1@juno.com  
**Sent:** Monday, February 07, 2005 11:28 AM  
**To:** Reilly, Allyson  
**Subject:** APPLICATION AMENDMENT

RECEIVED  
FE DOCKET ROOM  
2005 FEB -7 P 12:37  
OFFICE OF ENERGY DELIVERY  
U.S. DEPARTMENT OF ENERGY

TO: MS. ALLYSON REILLY  
U.S. DEPARTMENT OF ENERGY

DEAR MADAM,

AMENDMENT OF APPLICATION TO IMPORT LIQUEFIED NATURAL GAS FROM NIGERIA TO U.S.A.

NITOGO MANAGEMENT INC. IS MAKING AN AMENDMENT TO THE APPLICATION WITH DOCKET NUMBER 05-04-NG. THE APPLICATION FOR AUTHORIZATION IS ONLY TO IMPORT LNG TO THE UNITED STATES FROM NIGERIA.

NITOGO MANAGEMENT INC HEREBY AUTHORIZE DEPARTMENT OF ENERGY TO MAKE ALL AMENDMENT IN SUPPORT OF THIS APPLICATION.

RESPECTFULLY SUBMITTED,  
NITOGO MANAGEMENT INC.

JOHN ALAN EGGERS, ATTORNEY AT LAW  
ATTORNEY FOR NITOGO MANAGEMENT INC.