

UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
OFFICE OF FOSSIL ENERGY

CP ENERGY MARKETING (US) INC. _____

FE DOCKET NO. 09-128-NG

ORDER GRANTING BLANKET AUTHORIZATION TO
IMPORT AND EXPORT NATURAL GAS FROM AND TO CANADA
AND VACATING PRIOR AUTHORIZATION

DOE/FE ORDER NO. 2739

DECEMBER 16, 2009

I. DESCRIPTION OF REQUEST

On November 19, 2009, CP Energy Marketing (US) Inc. (CP Energy) 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 import and export up to a combined total of 132 billion cubic feet (Bcf) of natural gas from and to Canada. The applicant requests the authorization be granted for a two-year term beginning on July 9, 2009.² CP Energy is a Delaware corporation with its principal place of business in Calgary, Alberta, Canada.

Additionally, on July 18, 2008, EPCOR Energy Marketing (US) Inc. was granted authorization in DOE/FE Order No. 2516 to import and export natural gas from and to Canada for a two-year term beginning on August 8, 2008, and extending through August 7, 2010. CP Energy requests that DOE/FE Order No. 2516 be vacated, upon the effective date of this Order, since the requested authorization in this docket will supersede the current blanket authorization.

II. FINDING

The application has been evaluated to determine if the proposed import and export arrangement meets 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

¹/ 15 U.S.C. § 717b. This authority is delegated to the Assistant Secretary for FE pursuant to Redeleation Order No. 00.002.04D (November 6, 2007).

²/ On November 19, 2009, DOE was notified that on July 9, 2009, the applicant had changed its name from EPCOR Energy Marketing (US) Inc. to CP Energy Marketing (US) Inc. CP Energy requests that the effective date of this Order coincide with the date of the official change to its company name.

and export of natural gas, including liquefied natural gas (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 must be granted without modification or delay. The authorization sought by CP Energy to import and export natural gas from and to Canada, a nation with which a free trade agreement is in effect, meets the section 3(c) criteria and, therefore, is consistent with the public interest. This Order authorizes transactions with terms of no longer than two years.

ORDER

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

A. CP Energy is authorized to import and export up to a combined total of 132 Bcf of natural gas from and to Canada pursuant to transactions that have terms of no longer than two years. This authorization shall be effective for a two-year term beginning on July 9, 2009, and extending through July 8, 2011.

B. This natural gas may be imported and exported at any point on the border between the United States and Canada.

C. **Monthly Reports:** With respect to the natural gas imports and exports authorized by this Order, CP Energy shall file a report with the Office of Natural Gas Regulatory Activities, within 30 days following the last day of each calendar month indicating whether imports and/or exports of natural gas have been made. Monthly reports shall be filed whether or not initial deliveries have begun. If imports and/or exports have not occurred, a report of “no activity” for that month must be filed. If imports and/or exports of natural gas have occurred, the report must give the following details: (1) for imports, the country of origin; (2) for exports, the country of destination; (3) the point(s) of entry and/or exit; (4) the volume in thousand cubic feet (Mcf); (5) the average purchase price of gas per million

British thermal units (MMBtu) at the international border; (6) the name of the supplier(s); (7) the name of the U.S. transporter(s); (8) the estimated or actual duration of the supply agreements(s); and (9) for imports, the geographic market(s) served (list State(s), U.S. Census Region(s), or general U.S. geographic area(s)). [OMB No.: 1901-0294]

D. The first monthly report required by this Order is due not later than December 30, 2009, and should cover the reporting period from November 1, 2009, through November 30, 2009. In addition, CP Energy is required to amend its previously filed reports for the months of July, August, September and October of 2009, in order to reflect the correct company name and authorization. These amended reports are due no later than December 30, 2009.

E. All monthly report filings shall be made to the U.S. Department of Energy (FE-34), Office of Fossil Energy, Office of Natural Gas Regulatory Activities, P.O. Box 44375, Washington, D.C. 20026-4375, Attention: Ms. Yvonne Caudillo. Alternatively, reports may be e-mailed to Ms. Caudillo at yvonne.caudillo@hq.doe.gov or ngreports@hq.doe.gov, or may be faxed to Ms. Caudillo at (202) 586-6050.

F. The blanket authorization to import and export natural gas from and to Canada in DOE/FE Order No. 2516, issued to EPCOR Energy Marketing (US) Inc. on July 18, 2008, is hereby vacated effective July 9, 2009.

Issued in Washington, D.C., on December 16, 2009.



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Office of Fossil Energy