

UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
OFFICE OF FOSSIL ENERGY

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OFFICE OF FOSSIL ENERGY
U.S. DEPARTMENT OF ENERGY

TRISTAR GAS MARKETING COMPANY

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FE DOCKET NO. 02-34-NG

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

DOE/FE ORDER NO. 1779

MAY 23, 2002

I. DESCRIPTION OF REQUEST

On May 17, 2002, as supplemented May 21, 2002, Tristar Gas Marketing Company (Tristar) filed an application with the Office of Fossil Energy of the Department of Energy (DOE), under section 3 of the Natural Gas Act (NGA)^{1/} and DOE Delegation Order Nos. 0204-111 and 0204-127, for authorization to import up to 10 Bcf of natural gas from Canada, and to import and export up to a combined total of 10 Bcf of natural gas from and to Mexico. The authority will be for a two-year term beginning on April 1, 2002, and extending through March 31, 2004.^{2/} Tristar is a general partnership organized and existing under the laws of the State of Texas, with its principal place of business in Richardson, Texas. Tristar will import and export the natural gas under short-term and spot market arrangements. The requested authorization does not involve the construction of new pipeline facilities.

II. FINDING

The application filed by Tristar 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 or export of natural gas from or to a nation with which there is in effect a free trade agreement requiring national treatment for trade in natural gas is deemed to be consistent with the public interest and must be granted without modification or delay. The authorization sought by Tristar to import and export natural gas from and to Canada and Mexico, nations with which free trade agreements are in effect, meets the section 3(c) criterion and, therefore, is consistent

^{1/} 15 U.S.C. § 717b.

^{2/} Tristar's previous blanket import/export authority granted by DOE/FE Order No. 1642 on November 8, 2002, (2 FE ¶ 70,560) expired on March 31, 2002. Tristar apologizes for the delay in renewing their application.

with the public interest. This blanket order authorizes transactions under contracts with terms of no longer than two years.

ORDER

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

A. Tristar Gas Marketing Company (Tristar) is authorized to import up to 10 Bcf of natural gas from Canada, and to import and export up to a combined total of 10 Bcf of natural gas from and to Mexico. The authority will be for a two-year term beginning on April 1, 2002, and extending through March 31, 2004.

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

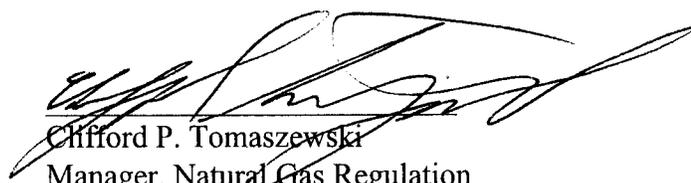
C. With respect to the natural gas imports and exports authorized by this Order, Tristar shall file with the Office of Natural Gas & Petroleum Import & Export Activities, within 30 days following each calendar quarter, reports indicating whether imports or exports of natural gas have been made. Quarterly reports must be filed whether or not initial deliveries have begun. If no imports or exports of natural gas have been made, a report of "no activity" for that calendar quarter must be filed. If imports or exports have occurred, Tristar must report the following: (1) total monthly volumes in Mcf; (2) the average monthly purchase price of gas per MMBtu at the international border; (3) the name of the seller(s); (4) the name of the purchaser(s); (5) the estimated or actual duration of the agreement(s); (6) the name of the U. S. transporter(s); (7) the point(s) of entry and exit; and (8) the geographic market(s) served (for imports, by State). For import transactions only, the report shall also include: (1) whether sales are being made

on an interruptible or firm basis; and, if applicable, (2) the per unit (MMBtu) demand/commodity/reservation charge breakdown of the contract price. [OMB No.: 1901-0294]

D. The quarterly reports required by Ordering Paragraphs C of this Order shall be filed with the Office of Natural Gas & Petroleum Import & Export Activities, Fossil Energy, Room 3E-042, FE-34, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C., 20585.

E. The first quarterly report required by Ordering Paragraph C of this Order is due not later than July 31, 2002, and should cover the period from the date of this Order, until the end of the first calendar quarter, June 30, 2002.

Issued in Washington, D.C., on May 23, 2002.



Clifford P. Tomaszewski
Manager, Natural Gas Regulation
Office of Natural Gas & Petroleum
Import & Export Activities
Office of Fossil Energy