

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

WPS ENERGY SERVICES, INC.)

FE DOCKET NO. 02-74-NG

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

OE/FE ORDER NO. 1824

OCTOBER 29, 2002

I. DESCRIPTION OF REQUEST

On October 21, 2002, WPS Energy Services, Inc. (WPS Energy) 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/} for blanket authorization to import up to a total of 100 billion cubic feet (Bcf) of natural gas from Canada and to export up to a total of 50 Bcf of natural gas to Canada over a two-year term beginning on November 1, 2002, and extending through October 31, 2004.^{2/} WPS Energy is a Wisconsin corporation with its principal place of business in Green Bay, Wisconsin. WPS Energy is a wholly-owned indirect subsidiary of WPS Resources Corporation and is engaged in the business of purchasing, selling and marketing natural gas. WPS Energy will import and export the natural gas under spot and short-term purchase arrangements on its own behalf and on the behalf of others. The requested authorization does not involve the construction of new pipeline facilities.

II. FINDING

The application filed by WPS Energy 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 WPS Energy to import and

^{1/} 15 U.S.C. § 717b. This authority is delegated to the Assistant Secretary for Fossil Energy pursuant to Redlegation Order No. 00-002.04 (January 8, 2002).

^{2/} October 31, 2002, is the expiration date of WPS Energy's current authorization granted by DOE/FE Order No. 1631 on October 18, 2000 (2 FE ¶ 70,544).

export natural gas from and to Canada, a nation with which a free trade agreement is in effect, meets the section 3(c) criterion and, therefore, is consistent 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. WPS Energy Services, Inc. (WPS Energy) is authorized to import up to a total of 100 billion cubic feet (Bcf) of natural gas from Canada and export up to a total of 50 Bcf of natural gas to Canada over a two-year term beginning on November 1, 2002, and extending through October 31, 2004. This natural gas may be imported or exported at any point on the international border of the United States and Canada.

B. With respect to the natural gas imports and exports authorized by this Order, WPS Energy 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, WPS Energy must report the following: (1) total monthly volumes in Mcf; (2) the average 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 United States transporter(s); (7) the point(s) of entry or exit; (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]

C. The first quarterly report required by Ordering Paragraph B of this Order is due not later than January 30, 2003 and should cover the period from November 1, 2002, until the end of the fourth calendar quarter, December 31, 2002.

D. Quarterly reports shall be filed with the Office of Natural Gas & Petroleum Import & Export Activities, Fossil Energy, Room 3E-042, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585.

Issued in Washington, D.C., on October 29, 2002.

Clifford P. Tomaszewski
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