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**From:** [Joan Tubridy](#)  
**To:** [FERGAS](#)  
**Subject:** Motion to Intervene  
**Date:** Monday, February 09, 2015 1:37:31 PM

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In the matter of:

Pieridae Energy (USA) Ltd. ) FE Docket No. 14-179-LNG

MOTION FOR LEAVE TO INTERVENE AND PROTEST OF

CITIZENS ENERGY AND ECONOMICS COUNCIL OF DELAWARE COUNTY, NY  
(CEEC)

Pursuant to 10 C.F.R. 590.303, CEEC files this motion to intervene in the above-captioned docket. In opposition, CEEC states as follows:

### I. COMMUNICATIONS

Any communications regarding this pleading should be addressed to:

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### II. BACKGROUND

On October 24, 2014, Pieridae Energy (USA) Ltd. (“Pieridae”) filed an application with the Department of Energy’s Office of Fossil Energy (“DOE/FE”) seeking a long-term multi-contract authorization to export domestically produced liquefied natural gas (“LNG”) up to the equivalent of 0.8 billion cubic feet (“Bcf”) of natural gas per day to non-Free Trade Agreement (“nonFTA”) countries, via export into Canada via pipeline and re-exporting some or all of that gas as LNG from a proposed terminal in Goldboro, Nova Scotia.

### III. PROTEST AND INTERVENTION

CEEC’s mission is to disseminate accurate and complete information to citizens and government regarding the actual costs versus benefits of extraction of natural gas; to assist the formation of township groups devoted to similar purposes throughout Delaware County, New York; provide a platform for mutual support, and facilitate communications and resource sharing; to assist government agencies to make responsible decisions based on accurate information; and to hold officeholders and agencies accountable for the decisions they make regarding gas extraction.

For the last several years, CEEC has been working to raise awareness of the proposed

Constitution Pipeline project, and more recently, of the proposed Kinder Morgan Northeast Energy Direct (“NED”) pipeline project and the potential of these projects to harm the local environment, increase the long-term use of polluting fossil fuels, and send natural gas overseas instead of using it for domestic purposes. It is clear upon reading the Pieridae application (page 20 & Appendix E) that its export plans would likely depend on the completion of the Constitution and Kinder Morgan projects and/or an alternative plan by Spectra Energy.

Currently New England depends on the Maritimes & Northeast pipeline, from Baileyville to Dracut, to supply up to 0.85 billion cubic feet of gas to Maine, New Hampshire, and Massachusetts meter stations. Page one of the Kinder Morgan pre-file application (FERC Docket PF14-22, dated September 15, 2014) states that the NED project would entail “reversal of the primary direction of the joint facilities,” referring to the Maritimes & Northeast Pipeline from Dracut, MA to Westbrook ME which currently flows south with a peak capacity of 833mmcf per day. Although Pieridae states that it has not contracted with any pipeline company for capacity, it is clear that if approved, the intent of Pieridae is to contract for the new northbound capacity that would be made available as a result of the NED project.

Furthermore, Pieridae’s application (Appendix E, page 87) states: “Constitution's natural gas pipeline system is well-positioned to transport [this] production to major, high-demand markets, including New York and New England." Constitution Pipeline is slated to connect with the Iroquois Pipeline at the Wright Compressor Station in Schoharie County, NY.

Pieridae’s application continues, “On December 3, 2013, Iroquois Gas Transmission System, L.P. announced the commencement of a non-binding open season for its "South-to-North Project" which would allow shippers the opportunity to physically deliver up to 300,000 Dth of Marcellus shale gas to points as far north as the U.S.-Canada border.” (page 88).

Both the proposed Constitution and NED pipelines are slated to run through Delaware County, New York, the county whose interests CEEC represents.

Pieridae's application must acknowledge the potential source of natural gas, and in doing so it must also acknowledge the potential environmental impacts of these new greenfield pipeline projects like Constitution and NED. Many landowners along the Constitution Pipeline route who have refused survey access and refused to sign easement agreements, are, at this very moment, facing condemnation of their private property through Eminent Domain proceedings. And even in its reconfigured New England route, announced on December 8, 2014, the NED project would create new and expanded rights-of-way that would impinge upon the rights of thousands of homeowners and landowners to enjoy their properties, a double tragedy for landowners already affected by the Constitution Pipeline.

Approval of the Pieridae export plan would not only drive the development of large pipelines and force condemnation of personal property for corporate gain, but it would result in the depletion of domestic natural gas supplies and increased prices for same. Exporting 292 billion cubic feet of natural gas from this region would result in lower inventories of gas and thus would contribute to higher gas prices than if these exports were not allowed.

Because CEEC represents individuals who are located in the towns of Franklin, Davenport, and Harpersfield, as well as many adjacent towns along the proposed routes of both the Constitution and NED pipelines, referenced in the Pieridae application (Appendix E) as a

possible source for gas, CEEC thus has a direct and immediate interest in this docket which cannot be adequately protected by any other party. Accordingly, CEEC should be permitted to intervene in this docket with full rights as a party.

#### IV. CONCLUSION

For the reasons stated above, CEEC respectfully requests that DOE/FE grant this timely motion to intervene and that CEEC be accorded full party status in any proceedings held by DOE/FE in this docket.

Respectfully submitted,

Joan Tubridy

CEEC Secretary

Citizens Energy and Economics Council of Delaware County, New York