
United States
Department of Energy

Office of Electricity Delivery and Energy Reliability

Coral Power, L.L.C.

OE Docket No. EA-212-D



Rescission of Electricity Export Authorization

Order No. EA-212-D

May 11, 2009

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I. BACKGROUND

Exports of electricity from the United States to a foreign country are regulated by the Department of Energy (DOE) pursuant to sections 301(b) and 402(f) of the Department of Energy Organization Act (42 U.S.C. 7151(b), 7172(f)) and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e))¹.

On August 13, 1999, DOE issued Order No. EA-212 to Coral Power, L.L.C. (Coral). That Order authorized Coral to export electric energy to Mexico as a power marketer for a two-year term. That Order was renewed on August 13, 2001 (Order No. EA-212-A). On August 26, 2002, in Order No. EA-212-B, DOE amended the previous authorization to reflect the addition of an export point and renewed the export authority for a five-year term. Coral's export authority was renewed for an additional five-year term on August 24, 2007, (Order No. EA-213-C). That order will expire on August 24, 2012.

On May 1, 2009, DOE was informed by Shell Energy North America that all Coral entities had ceased doing business effective June 1, 2008, and that no exports under the current authorization have occurred since that date. Therefore, DOE was asked to rescind EA-212-C.

II. FINDING

DOE finds that rescission of Order No. EA-212-C, authorizing Coral to export electric energy, would not impair the sufficiency of electric power supply within the United States and would not impede or tend to impede the coordination in the public interest of facilities within the meaning of section 202(e) of the FPA.

DOE believes that it has satisfied its responsibilities under the National Environmental Policy Act of 1969 through the documentation of a categorical exclusion in the Docket No. EA-212 proceeding.

III. COMPLIANCE

Upon issuance of this Rescission Order, Coral shall no longer have authority to export electricity to Canada. However, this Rescission Order is being issued without

¹ The authority to administer the International Electricity Regulatory Program through the regulation of electricity exports and the issuance of Presidential permits has been delegated to the Assistant Secretary for the Office of Electricity Delivery and Energy Reliability in Redelegation Order No. 00-002.10C issued on May 29, 2008.

prejudice and does not preclude Coral, upon proper application, from requesting authority to export electric energy again in the future. It should be noted that DOE requires at least sixty days to adequately process an application to export electric energy.

Obtaining a valid Order from DOE authorizing the export of electricity under section 202(e) of the FPA is a necessary condition before engaging in an export. Therefore, Coral must obtain a new authorization from DOE before engaging in the further export of electricity. Failure to obtain such an order before exporting may subject Coral to sanctions and penalties under the FPA. Coral should implement appropriate internal procedures to monitor the status of its electricity trading activities to ensure that it does not cause electricity to be exported in the absence of a valid order.

DOE expects transmitting utilities owning border facilities and entities charged with the operational control of those border facilities, such as Independent System Operators or Regional Transmission Organizations, to verify that companies seeking to schedule an electricity export have the requisite authority from DOE to export such power.

IV. ORDER

Pursuant to section 202(e) of the FPA and the Rules and Regulations issued thereunder (Title 10, Code of Federal Regulations, sections 205.300-309), the electricity export authorization issued to Coral Power, L.L.C. on August 24, 2007, in Order No. EA-212-C, is hereby rescinded.

Issued in Washington, D.C., on May 11, 2009.



Anthony J. Como
Director, Permitting and Siting
Office of Electricity Delivery
And Energy Reliability