

or citation to any such Petition nor any such Order about the NFE Miami LNG facility.

Regardless of whether FERC thinks we are required to submit a FOIA for such a Petition or such an Order, in fact we did submit two successive FOIAs asking for such a Petition or such an Order, and FERC did not return either document in response to either FOIA. In addition, neither any such Petition nor any such Order appears in response to any reasonable search of FERC's public elibrary. Thus any reasonable person would conclude that no such Petition nor Order exists related to the NFE Miami LNG facility.

I suggest it is time for FERC to open a docket on the question of whether the New Fortress Energy Miami facility is operating illegally, since those documents do not exist, and FERC, according to its December 8, 2020, response, has never investigated the matter.

FERC can start populating that docket with the correspondence starting with the initial WWALS FOIA. I have provided a list below as a reminder.

- September 28, 2020, WWALS sent FERC the initial FOIA about New Fortress Energy (NFE)'s Miami Liquid Natural Gas (LNG) facility.
- September 28, 2020, the FOIA Public Liaison that same day misinterpreted our FOIA about Miami to be about Puerto Rico, attaching a copy of the FERC ORDER TO SHOW CAUSE about the NFE Puerto Rico LNG facility..
- October 12, 2020, WWALS sent FERC the expanded second FOIA.
- October 23, 2020, FERC "accepted" the WWALS expanded FOIA.
- November 5, 2020, when FERC informed WWALS that FERC had "accepted" the WWALS expanded FOIA and assigned it FERC FOIA No. FY21-04.
- November 23, 2020, letter from FERC with an excuse for delaying response.
- November 24, 2020, letter from WWALS to FERC asking why response was taking so long.
- November 25, 2020, email from Toyia Johnson saying such Petitions and Orders are public documents, but she did not attach any such Petition or Order about the NFE Miami LNG facility. She referred to FOIA No. FY21-04 as **FOIA-2021-4**.
- December 8, 2020, FERC response to FOIA No. FY21-04 saying "The search of the Commission's non-public files identified no documents responsive to your request."
- December 31, 2020, this WWALS response to FERC's December 8, 2020, letter.

Thank you for your consideration.

For the rivers and the aquifer,

John S. Quarterman

Suwannee RIVERKEEPER®

/s

WWALS Watershed Coalition, Inc.

contact@suwanneeriverkeeper.org

www.suwanneeriverkeeper.org