

7 15 U.S.C. § 717(b).

8 See Order P 12.

9 See *Pivotal LNG*, 148 FERC P 61,164 (Bay, Comm’r, concurring).

10 See Henry F. Lippitt, *Regulatory Problems in the Development and Use of Liquid Methane*, 39 Tex. L. Rev. 601, 603 (1961).

11 See *Conocophillips Alaska Natural Gas Corp. & Marathon Oil Co.*, 126 FERC ¶ 61037, P 3 (2009).

12 Order P 8.

13 *Id.* P 12.

14 See, e.g., *Shell U.S. Gas & Power*, 148 FERC ¶ 61,163 (2014) (Bay, Comm’r, dissenting).

15 See 15 U.S.C. § 717(b) (applying the Act to “natural gas companies engaged in [interstate] transportation or sale, *and* to the importation or exportation of natural gas in foreign commerce and to persons engaged in such importation or exportation”) (emphasis added).

16 See DOE Delegation Order No. 00-004.00A, at ¶ 1.21.A (delegating to FERC, with respect to “the imports and exports of natural gas,” the authority to “[a]pprove or disapprove the construction and operation of particular facilities, the site at which such facilities shall be located, and with respect to natural gas that involves the construction of new domestic facilities, the place of entry for imports or exit for exports”).

17 Order P 13.

18 15 U.S.C. § 717b(a).

19 *Sound Energy Solutions*, 106 FERC ¶ 61,279, P 27 (2004).