

In Conclusion: FERC said to file a Petition for Declaratory Order

An email was sent to FERC, outlining the salient terms of the proposed Strom, Inc., LNG export project. FERC responded as follows: On May 23, 2018 at 10:54 AM Sarah McKinley <Sarah.McKinley@ferc.gov> wrote: Is this e-mail meant to serve as a Petition for Declaratory Order? If that's what you are proposing I recommend that you contact the Secretary's Office to find out **how to properly file that petition.**

In 2015, when pressed on the fact that the Hialeah LNG export facility was not eligible to claim a B5.7 Categorical Exclusion from NEPA review because the facility was "new construction," John Anderson, Director of FE at the DOE, told the writer that "they had found a loophole."

Expecting citizens to continue policing these small-scale inland LNG export operations without FERC's guidance and support is dangerous and unfair. Your consideration of this *Petition for a new Rulemaking* is strongly encouraged.

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¹ MOU FERC AND DOT, 08/31/2018

<https://www.phmsa.dot.gov/sites/phmsa.dot.gov/files/docs/news/64706/ferc-phmsa-mou.pdf>

² CFR Title 49, 08/02/2022

<https://www.ecfr.gov/current/title-49/subtitle-B/chapter-I/subchapter-D/part-193>

³ MOU FERC AND DOT (see footnote 1)

⁴ Regulating LNG Facilities: FERC

<https://www.phmsa.dot.gov/pipeline/liquified-natural-gas/lng-regulatory-documents>

⁵ 133 FERC ¶ 61,054: **Weaver's Cove Energy LLC**, Docket No. CP04-36-006, "...terminal property and falls within the thermal exclusion zone [Part 193.2057]"

FERC OEP/DG2E/LNGE, Docket No. CP08-13-000: **Floridian Natural Gas Storage Company, LLC**, authorization will only be granted if the facilities are in compliance with PHMSA's, Subpart B, Part 19

112 FERC ¶ 61,028 (2005), order on reh'g, 114 FERC ¶ 61,054 (2006): **Keyspan LNG, L.P.**: Exclusion Zones would extend offsite.

<https://cms.ferc.gov/sites/default/files/2020-05/DC06-1097KeySpan.pdf>

⁶ MOU FERC AND DOD

<https://www.ferc.gov/sites/default/files/202004/MOUwiththeSecretaryofDefensetoensurecoordinationofLNGfacilitiessthatmay affectanactivemilitaryinstallation.pdf>