

174 FERC ¶ 61,207
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Richard Glick, Chairman;
Neil Chatterjee, James P. Danly,
Allison Clements, and Mark C. Christie.

New Fortress Energy LLC

Docket No. CP20-466-000

ORDER ON SHOW CAUSE

(Issued March 19, 2021)

1. On June 18, 2020, the Commission issued an order directing New Fortress Energy LLC (New Fortress Energy) to show cause why the liquified natural gas (LNG) handling facility it constructed at the Port of San Juan in Puerto Rico is not subject to the Commission's jurisdiction under section 3 of the Natural Gas Act (NGA) (Show Cause Order).¹ New Fortress Energy filed a response on July 20, 2020. For the reasons discussed below, we find that the LNG handling facility is subject to the Commission's jurisdiction under NGA section 3 and direct New Fortress Energy to file an application for authorization to operate the facility within 180 days of this order.² We also find that allowing operation of the facility to continue during the pendency of an application is in the public interest.

I. Background

A. New Fortress Energy's Facility

2. New Fortress Energy, through its subsidiary, NFEnergía LLC, constructed and operates an LNG handling facility on an approximately 6.1-acre plot of land at Wharves A and B of the Port of San Juan.³ New Fortress Energy describes Wharves A and B as a multi-use fuel handling berth and states that it chose this specific location

¹ *New Fortress Energy, LLC*, 171 FERC ¶ 61,230 (2020).

² Because the New Fortress Energy facility is already constructed, we waive the mandatory pre-filing procedures. *See* 18 C.F.R. § 153.12 (2020).

³ A description of New Fortress Energy's facility is included in Appendix B of New Fortress Energy's July 20, 2020 Response.