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UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
OFFICE OF FOSSIL ENERGY AND CARBON MANAGEMENT

Magnolia LNG LLC

Docket No. 13–132–LNG

Motion to Intervene and Protest of Public Citizen, Inc.

Public Citizen moves to intervene and protest Glenfarne Group’s request to extend the date (from November 30, 2023, to April 15, 2026) by which natural gas exports must commence from its proposed Magnolia LNG facility in Lake Charles, Louisiana just north of Calcasieu Lake—next to Calcasieu Point Landing. The Department of Energy must deny the request because Magnolia LNG has not yet begun construction.

Motion to Intervene

Public Citizen, Inc. moves to intervene in this proceeding. Established in 1971, Public Citizen, Inc. is a national, not-for-profit, non-partisan, research and advocacy organization representing the interests of household consumers. We have over 500,000 members and supporters across the United States. Public Citizen is active before the Federal Energy Regulatory Commission promoting just and reasonable rates, and supporting efforts for utilities to be accountable to the public interest. We frequently intervene in U.S. Department of Energy proceedings involving the export of electricity and natural gas. Our Energy Program Director, Tyson Slocum, is an expert on energy market regulatory matters, serving as an witness on the Department of Energy public interest standard in testimony before the U.S. Congress in February 2023.¹ Slocum also serves on two federal advisory committees of the U.S. Commodity Futures Trading Commission (the Energy and Environmental Markets and Market Risk advisory committees). Financial details about our organization are on our web site.²

¹ www.citizen.org/article/house-testimony-energy-legislation/

² www.citizen.org/about/annual-report/

Public Citizen Protest

The Department of Energy’s April 21, 2023 *Policy Statement on Export Commencement Deadlines in Natural Gas Export Authorizations* declares that it “will not consider an application for an extension, unless the authorization holder demonstrates both that: it has physically commenced construction on the associated export facility, and its inability to comply with the existing export commencement deadline is the result of extenuating circumstances outside of its control.” [emphasis added]³

Magnolia LNG reported to the Federal Energy Regulatory Commission on May 1, 2023 that “Construction has not yet commenced for the Liquefaction Project”.⁴

Because the Glenfarne Group has not “physically commenced construction” of Magnolia LNG, the Department of Energy must deny the request to extend the export commencement deadline, per the April 21 *Policy Statement*.

Respectfully submitted,

Tyson Slocum

Tyson Slocum, Energy Program Director
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³ www.govinfo.gov/content/pkg/FR-2023-04-26/pdf/2023-08805.pdf

⁴ Monthly Report No. 83 covering the period April 1, 2023, to April 30, 2023 for the Magnolia LNG Liquefaction Project, FERC Docket Nos. CP14-347 and CP19-19, at 3.1 on page 3, <https://elibrary.ferc.gov/eLibrary/filedownload?fileid=B32E6F6E-93B3-C303-9806-87D919900000>

VERIFICATION

Pursuant to 10 CFR § 590.103(b), I, Tyson Slocum, declare that I am Energy Program Director for Public Citizen, Inc. and am authorized to make this verification; that I have authored and read the foregoing filing and that the facts therein stated are true and correct to the best of my knowledge, information, and belief.

Pursuant to 28 U.S.C § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed on May 4, 2023.

Tyson Slocum

Tyson Slocum
Energy Program Director
Public Citizen, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon the applicant and intervenors for this docketed proceeding in accordance with 10 CFR § 590.107(b). Dated at Washington, DC this 4th day of May 2023.

Signed,

Tyson Slocum

Tyson Slocum, Energy Program Director

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