

138 FERC ¶ 61,132
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Jon Wellinghoff, Chairman;
Philip D. Moeller, John R. Norris,
and Cheryl A. LaFleur.

Crown Landing LLC

Docket Nos. CP04-411-000
CP04-411-001

Texas Eastern Transmission, LP

Docket No. CP04-416-000

ORDER VACATING SECTION 3 AUTHORIZATION AND CERTIFICATE
AUTHORIZATION

(Issued February 23, 2012)

1. On June 20, 2006, the Commission authorized Crown Landing LLC (Crown Landing), under section 3 of the Natural Gas Act (NGA),¹ to site, construct and operate a liquefied natural gas (LNG) terminal in Gloucester County New Jersey, and authorized Texas Eastern Transmission, LP (Texas Eastern), under section 7 of the NGA,² to construct and operate a takeaway natural gas pipeline from the outlet of the proposed LNG terminal to an interconnection with Texas Eastern's Chester Junction station in Delaware County, Pennsylvania.³
2. The June 20, 2006 Order required Crown Landing and Texas Eastern to place the facilities in service within three years of the final order (June 20, 2009).⁴ In a letter order issued on April 17, 2009, the Director of the Division of Pipeline Certificates extended until June 20, 2010, the deadline for constructing and placing the LNG terminal and associated pipeline facilities into service.

¹ 15 U.S.C. § 717(b) (2006).

² 15 U.S.C. § 717(f) (2006).

³ *Crown Landing LLC*, 115 FERC ¶ 61,348 (2006), *reh'g denied and issuing clarification*, 117 FERC ¶ 61,209 (2006).

⁴ *Crown Landing LLC*, 115 FERC ¶ 61,348 at Ordering Paragraph (D).

3. On May 10, 2010, Crown Landing filed a request for a further extension of time to study modifications to its project, stating that it did not intend to request Texas Eastern to seek a corresponding extension of time, as Crown Landing believed that existing pipelines crossing its site would provide sufficient takeaway capacity. Texas Eastern did not request a corresponding extension of time. In a letter order issued on May 28, 2010, the Director of the Division of Pipeline Certificates extended the deadline for Crown Landing to submit a request to use the pre-filing process for the planned amendment of its original authorizations until June 30, 2011. In a letter order issued on May 17, 2011, the Director of the Division of Pipeline Certificates further extended this deadline until June 30, 2012.

4. On January 6, 2012, Crown Landing filed a letter with the Commission stating that it has elected to terminate its proposed project and requesting that the Commission revoke the authorizations issued to Crown Landing. Since Texas Eastern did not construct and place the associated pipeline facilities into service by June 20, 2010, as required, its authorization has expired. Therefore, we are vacating Crown Landing's and Texas Eastern's authorizations to construct the proposed LNG facility and associated pipeline, respectively.

The Commission orders:

The authorizations issued to Crown Landing under section 3 of the NGA and the certificate authorizations issued to Texas Eastern under section 7 of the NGA on June 20, 2006, are vacated.

By the Commission.

(S E A L)

Kimberly D. Bose,
Secretary.