

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

STROM, INC.

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CP14-121-000

**RESPONSE TO MOTION OF PIVOTAL LNG, INC.
FOR LEAVE TO INTERVENE**

**I.
BACKGROUND**

On March 24, 2014, Strom, Inc. (“Strom”) submitted its petition for declaratory (“Motion”) order regarding the Federal Energy Regulatory Commission (“Commission”) jurisdiction over LNG in a Box (“LNG/B”) or similar portable (“MicroLNG”) natural gas (“NG”) liquefaction unit used to produce liquefied natural gas (“LNG”) by General Electric Corporation and/or others . Strom requested the Commission clarify whether MicroLNG systems are intended to be regulated as a “LNG terminal” since it is not a “facility” or “facilities” as defined by federal law pursuant to 42 USCS §5122. Strom intends to utilize MicroLNG systems for small natural gas liquefaction primarily for export purposes to Free Trade Agreement countries and/or Non-Free Trade Agreement countries.

Further, Strom contends that its Motion would promote investments in MicroLNG systems that meets or exceeds environmental and compliance regulations as intended by the Natural Gas Act (“NGA”) and other Federal and State environmental regulations. Strom’s Motion would allow Strom to deploy MicroLNG system to Commission regulated gas pipeline location(s) or “LNG facilities” that has excess natural gas supply for sale. When capacity is low or no longer available at a specific pipeline location,

Strom can cost effectively and environmentally soundly relocate to other pipeline location(s) with available excess capacity for sale.

On March 27th, 2014 , the Commission issued a Notice of Petition for Declaratory Order (“Notice”)¹ requesting “any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission’s Rules of Practice and Procedure (18 CFR385.211, 385.214)” to file comments or motion to leave and intervene (“MLI”) prior to the deadline.

On April 15, 2014 Pivotal LNG, Inc. (“Pivotal”) submitted an MLI pursuant to Rule 214 of the Rules of Practice and Procedure of the Commission, 18 C.F.R. § 385.214 (2014).²

II. COMMUNICATIONS

Strom designates the following individuals to receive service of all filings made in this proceeding:

Dean M. Wallace
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III. ABOUT INTERVENOR

In its MLI, Pivotal states that “Pivotal is a corporation organized under the laws of the State of Delaware and a wholly-owned subsidiary of AGL Resources Inc. (“AGLR”)”. Its principal place of

¹ <https://s3.amazonaws.com/public-inspection.federalregister.gov/2014-07495.pdf>

² http://elibrary.ferc.gov/idmws/file_list.asp?accession_num=20140415-5166

business is located at Ten Peachtree Place, Atlanta, Georgia. Pivotal's primary business includes the development, ownership, and operation of liquefied natural gas ("LNG") facilities and the sale of LNG for vehicular or other end-use fuel. Pivotal owns an LNG liquefaction facility located near Trussville, Alabama.

AGLR also currently owns and operates, through subsidiaries Atlanta Gas Light Company ("AGLC") and Chattanooga Gas Company ("CGC"), four LNG liquefaction, vaporization, and storage facilities that are used by those companies to support their local distribution systems' peak service requirements."

IV. PIVOTAL'S STATED INTERESTS

In its MLI, Pivotal states that "as the owner of an LNG liquefaction facility, Pivotal has a direct interest in the outcome of this proceeding and such interest cannot be adequately represented or protected by any other party hereto. In these circumstances, Pivotal submits that good cause exists to grant it leave to intervene." Rule 214(b)(2) require specific detail prior to granting motions for intervention which states in relevant parts that a motion to intervene "must show in *sufficient detail* that the movant has or represents an interest which may be directly affected by the outcome of the proceeding or participation is in the public interest". Strom contends that Pivotal has filed other motions with the Commission seeking to utilize small or medium natural gas liquefaction systems. Pivotal has submitted sufficient details to Strom and the Commission which Strom contends satisfied 214(b)(2) for Commission's rules and procedures.

V. COMMENTS TO PIVOTAL'S MOTION

Strom concurs with Pivotal's MLI regarding the possible "outcome" of the ruling on the Motion. Strom also concurs, as noted earlier, that Pivotal has a direct interest in the ruling on the Motion.

As noted earlier, Strom contends that Pivotal has provided all or sufficient evidence in accordance with 214(b)(2) to support their MLI.

Further, granting Pivotal's MLI, would result in a more informative and efficient process for both Strom and Pivotal.

**VI.
CONCLUSION**

WHEREFORE, contrary to the foregoing reasons, Strom respectfully requests that the Commission grants Pivotal's intervention in this proceeding making it a party for all purposes.

Respectfully submitted,

/s/ Dean M. Wallace

Dean M. Wallace, Strom, Inc.

1228 East 7th Ave, Suite 200

Tampa, FL 33605

Dated: April 30th, 2014

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing “Answer to Motion for Leave to Intervene” upon each person designated on the official service list compiled by the Secretary in these proceedings, in accordance with Rule 2010 of the Federal Energy Regulatory Commission’s Rules of Practice and Procedure, 18 C.F.R. § 385.2010 (2014).

Dated at Tampa, Florida this 30th day of April, 2014.

/s/ Dean M. Wallace

Dean M. Wallace, Strom, Inc.
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