

Name	Case No.
Grizzard West End Texaco	RF321-20446
Guinn Oil Company	Lee-0133
Independent School Dist. 706	RF272-96102
Jackson County Board of Education	RF272-97817
Jordano's Inc.	RF321-20457
Lincoln County Board of Education	RF272-97974
Midwest Aviation	RF272-98732
New Jersey	RM3-271
Oklahoma Natural Gas Co	RF272-93981
Seaboard Coastline R.R.	RF272-93763
Stewart's Texaco	RF321-20606
Town of Murfreesboro	RF272-84705
Western Maryland R.R.	RF272-93752
York Aero, Inc.	RF272-98746

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E-234, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays. They are also available in Energy Management: Federal Energy Guidelines, a commercially published loose leaf reporter system.

Dated: February 9, 1995.

George B. Breznay,

Director, Office of Hearings and Appeals.

[FR Doc. 95-4190 Filed 2-17-95; 8:45 am]

BILLING CODE 6450-01-P

Office of Hearings and Appeals

Notice of Issuance of Decisions and Orders; Week of October 31 through November 4, 1994

During the week of October 31 through November 4, 1994, the decisions and orders summarized below were issued with respect to appeals and applications for other relief filed with the Office of Hearings and Appeals of the Department of Energy. The following summary also contains a list of submissions that were dismissed by the Office of Hearings and Appeals.

Appeals

Cowles Publishing Co., 10/31/94, LFA-0427

Cowles Publishing Company (Cowles) filed an Appeal from a determination issued by the DOE's Richland Operations Office (Richland) in response to a request from Cowles under the Freedom of Information Act (FOIA).

Cowles sought the salary information of the president or highest-ranking official of the four major contractors working for Richland: Westinghouse Hanford Company, Battelle Pacific Northwest Laboratory, Kaiser Engineers Hanford Company and the Bechtel corporation. In considering the Appeal, the DOE found that Richland properly withheld the salaries of those positions under Exemption 6 of the FOIA. Accordingly, the Appeal was denied.

Glen M. Jameson 11/1/94, VFA-0001

Glen M. Jameson filed an Appeal from a determination issued by the DOE's Albuquerque Operations Office (Albuquerque) in response to a request from Mr. Jameson under the Freedom of Information Act (FOIA). Mr. Jameson sought the names and numbers of current and former PAI Corporation (PIA) employees working on Albuquerque Contract No. DE-AC04-91AL72747. In considering the Appeal, the DOE found that Albuquerque had mistakenly modified the request to exclude former PAI employees. Accordingly, the Appeal was remanded to Albuquerque to search its records for former PAI employees.

Refund Applications

Mrs. Baird's Bakeries, Inc., 11/4/94, RF272-92316

The DOE issued a Decision and Order concerning an Application for Refund in the Subpart V crude oil overcharge refund proceeding. The refund application was filed by Mrs. Baird's Bakeries, Inc. (Mrs. Baird's). The DOE determined that Mrs. Baird's was not entitled to a refund since it had filed a Surface Transporters Escrow Settlement Claim Form and Waiver. In that filing,

Mrs. Baird's had requested a Stripper Well refund from the Surface Transporters escrow, thereby waiving its right to a Subpart V crude oil refund. Accordingly, the Application for Refund was denied.

Parnum Paving Company, 10/31/94, RR272-181

The DOE issued a Decision and Order granting a request for reconsideration in the Subpart V crude oil overcharge refund proceeding. The movant attested that it had made a mistake in answering the DOE's inquiry regarding the firm's use of escalator clauses in its contracts. Based on the corrected information, the DOE determined that the movant was entitled to an additional refund. The refund granted in this Decision was \$11,470.

Whitaker Oil Corp./Philip Beamer Distributor, Inc., 11/01/94, RF351-29

The DOE issued a Decision and Order granting an Application for Refund filed by Philip Beamer Distributor, Inc. in the Whitaker Oil Corp. special refund proceeding. The Decision noted that the funds remaining in the Whitaker account are being distributed as required by the Petroleum Overcharge and Distribution and Restitution Act and that, therefore, no more applications will be accepted in the Whitaker proceeding.

Refund Applications

The Office of Hearing and Appeals issued the follow Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

Atlantic Richfield Company/A&B Arco	RF304-13927	11/01/94
City of Roseville et al	RF272-90531	11/04/94
Clinton Milk Co.	RF272-62	11/04/94
Enron Corp./Midpane Gas Company	RF340-74	11/04/94
Suburban Propane	RF340-168
Gulf Oil Corporation/Forsyth Home, Inc.	RF300-18999	11/01/94

Gulf Oil Corporation/Graham's Gulf et al	RF300-13656	10/31/94
Gulf Oil Corporation/Town of Springfield et al	RF300-21604	11/04/94
McConnell Drilling Co., Inc. et al	RF272-97046	10/31/94
Oberer Construction EQT Co. et al	RF272-77411	10/31/94
Planters Cooperative Assoc. et al	RF272-94900	11/04/94
Red Top Trucking Co. et al	RF272-80176	11/04/94
Texaco Inc./Ike's Texaco #1 et al	RF321-17167	11/04/94
Texaco Inc./Rice Hill Texaco et al	RF321-4194	11/04/94
Westminster Hide & Tallow Company, Inc.	RF272-69835	10/31/94
Westminster Hide & Tallow Company, Inc.	RD272-69835

Dismissals

The following submissions were dismissed:

Name	Case No.
Borough of Roselle	RF272-85451
Brown Transport Corporation	RF321-20802
California Highway Patrol	RF321-20753
Canoga Car Wash	RF321-21024
Citizen Action	VFA-0008
Collins & Aikman Corporation	RF321-20115
Falco Services	RF272-93679
Gary Dawley's Texaco	RF321-17134
Gene Defalco	RF272-93678
Jefferson County Commission	RF272-97553
Jefferson County Commission	RF272-97238
Joe Crain's Texaco	RF321-20941
Magma Copper Company	RF321-20754
Marshall Distributing Co., Inc	RF272-93724
Northwestern Steel and Wire Company	RF321-20752
Skip & Paula's Texaco	RF321-21038
Tallmadge Asphalt	RF321-20652
Wilsonville Texaco	RF321-20613

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E-234, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays. They are also available in Energy Management: Federal Energy Guidelines, a commercially published loose leaf reporter system.

Dated: February 13, 1995.

George B. Breznay,

Director, Office of Hearings and Appeals.

[FR Doc. 95-4191 Filed 2-17-95; 8:45 am]

BILLING CODE 6450-01-P

Notice of Issuance of Decisions and Orders; Week of November 28 through December 2, 1994

Office of Hearings and Appeals

During the week of November 28 through December 2, 1994 the decisions and orders summarized below were issued with respect to appeals and for other relief filed with the Office of Hearings and Appeals of the Department of Energy. The following summary also contains a list of submissions that were dismissed by the Office of Hearings and Appeals.

Appeal

Weed Associates, 12/2/94, VFA-0009

Weed Associates (Weed) filed an Appeal from a determination issued to it on September 27, 1994, by the Office of Placement and Administration (OPA), an element of the Office of Headquarters Procurement Operations. In that determination, OPA denied in part Weed's request for information filed under the Freedom of Information Act (FOIA). In its Appeal, Weed challenged OPA's application of Exemption 4 to portions of the requested documents and asked that the DOE direct OPA to release the withheld portions of the documents. In considering the Appeal, the DOE found that OPA properly withheld some of the information at issue under Exemption 4. However, DOE found that the release of other portions of information would not cause substantial competitive harm to the submitter, and ordered their release. Therefore, the DOE granted in part Weed's Appeal.

Refund Applications

Miller Drilling Co. et al., 12/1/94, RF272-164 et al.

The Department of Energy denied a Motion for Reconsideration filed by Miller Drilling Co. and six affiliated companies. The movants sought reconsideration of a Decision in which

the DOE denied the Applications for Refund that they filed in the Subpart V crude oil refund proceeding. In the Decision, the DOE stated that the earlier denial was based upon a finding that one of the movants' affiliated companies had applied for and received a refund from one of the eight stripper well escrow accounts, and in so doing had executed a valid and binding waiver of its and any affiliate's right to file a subpart V crude oil claim. The movants argued that they should nonetheless receive a Subpart V refund because the gallonages claimed in their respective Subpart V applications were not included in the earlier stripper well claim, and because the movants were owned in part by a company that filed the stripper well claim. The DOE rejected these claims, finding that the waiver was clearly applicable to the movants.

Texaco Inc./David Blvd. Texaco, 11/30/94, RF321-19219

The DOE issued a Decision and Order denying an Application for Refund in the Texaco Inc. special refund proceeding. John Jarovics (Jarovics) and Robert Kapner (Kapner) filed an Application Refund on behalf of Davie Blvd. Texaco, a service station located Ft. Lauderdale, Florida, for its purchases of Texaco petroleum products from Martin Petroleum (Martin). Martin