

**DEPARTMENT OF ENERGY**

**Office of Hearings and Appeals**

**Notice of Issuance of Decisions and Orders During the Week of March 16 Through March 20, 1998**

During the week of March 16 through March 20, 1998, the decisions and orders summarized below were issued with respect to appeals, applications, petitions, or other requests 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.

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, 950 L'Enfant Plaza, SW, Washington, D.C., Monday through Friday, except federal holidays. They are also available in *Energy*

*Management: Federal Energy Guidelines*, a commercially published loose leaf reporter system. Some decisions and orders are available on the Office of Hearings and Appeals World Wide Web site at <http://www.oha.doe.gov>.

Dated: June 2, 1998.

**George B. Breznay**,  
*Director, Office of Hearings and Appeals.*

**Decision List No. 77 Week of March 16 Through March 20, 1998**

*Refund Applications*

*Gulf Oil Corp./F.O. Fletcher, Inc., 3/20/98, RF300-6619*

F.O. Fletcher, Inc., sought an above volumetric refund in the Gulf Oil Corporation Refund proceeding. The DOE found that as an indirect purchaser of Gulf motor gasoline through Tesoro Oil Company, Fletcher was overcharged by greater than the volumetric level.

However, the DOE also concluded that the firm had not shown injury at that level. Accordingly, the firm's refund was limited to the maximum mid-range presumption of \$50,000, plus interest.

*Merichem Company, 3/20/98, RG272-00529*

DOE denied an application filed by Merichem Company for a crude oil refund based on purchases of sodium cresylate and sodium sulfide. DOE found that neither product was eligible for a refund because they were not produced by a refinery.

**Refund Applications**

The Office of Hearings and Appeals issued the following 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.

GULF OIL CORPORATION/AMERIGAS PROPANE, INC .....	RF300-18151	3/20/98
UTILITY PROPANE CO .....	RF300-18293	
UNIROYAL CHEMICAL CO., INC .....	RF272-18699	3/20/98
UNIROYAL CHEMICAL CO., INC .....	RD272-18699	

**Dismissals**

The following submissions were dismissed.

Name	Case No.
PERSONNEL SECURITY HEARING .....	VSO-0190
PERSONNEL SECURITY HEARING .....	VSO-0193

[FR Doc. 98-15571 Filed 6-10-98; 8:45 am]  
BILLING CODE 6450-01-P

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-6110-4]

**Ambient Air Monitoring Reference and Equivalent Methods; Designation of Two Reference Methods and Two Equivalent Methods**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of designation.

**SUMMARY:** Notice is hereby given that the Environmental Protection Agency (EPA) has designated, in accordance with 40 CFR part 53, two new reference methods for the measurement of PM<sub>2.5</sub> concentrations in the ambient air and two new equivalent methods for the measurement of sulfur dioxide and ozone (respectively) in the ambient air.

**FOR FURTHER INFORMATION CONTACT:** Frank F. McElroy, Human Exposure and Atmospheric Sciences Division (MD-

46), National Exposure Research Laboratory, U.S. EPA, Research Triangle Park, North Carolina 27711. Phone: (919) 541-2622, email: [mcelroy.frank@epamail.epa.gov](mailto:mcelroy.frank@epamail.epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA announces the designation of two new reference methods for measuring mass concentrations of particulate matter as PM<sub>2.5</sub> in the ambient air and two new equivalent methods, for monitoring concentrations of sulfur dioxide (SO<sub>2</sub>) and ozone (O<sub>3</sub>), respectively, in the ambient air. These designations are made under the provisions of 40 CFR part 53, as amended on July 18, 1997 (62 FR 38764).

Each of the new reference methods is a manual monitoring method based on a particular PM<sub>2.5</sub> sampler, one being a single-filter sampler and the other capable of automatically collecting multiple (sequential) samples. The first equivalent method is an automated method (analyzer) for SO<sub>2</sub> that utilizes a measurement principle based on ultraviolet fluorescence. The other equivalent method is an automated method (analyzer) for O<sub>3</sub> that utilizes a

measurement principle based on absorption of ultraviolet radiation at a wavelength of 254 nm. The new methods are identified as follows:

RFPS-0598-119, "Graseby Andersen Model RAAS2.5-100 PM<sub>2.5</sub> Ambient Air Sampler," operated with software version 4B configured for "Single 2.5" operation, for 24-hour continuous sample periods at a flow rate of 16.67 liters/minute, and in accordance with the Model RAAS2.5-100 Operator's Manual and with the requirements and sample collection filters specified in 40 CFR Part 50, Appendix L.

RFPS-0598-120, "Graseby Andersen Model RAAS2.5-300 PM<sub>2.5</sub> Sequential Ambient Air Sampler," operated with software version 4B configured for "Multi 2.5" operation, for 24-hour continuous sample periods at a flow rate of 16.67 liters/minute, and in accordance with the Model RAAS2.5-300 Operator's Manual and with the requirements and sample collection filters specified in 40 CFR Part 50, Appendix L.