

Dated: June 21, 2005.

**Eldon Hout,**

Director, Office of Ocean and Coastal Resource Management, National Ocean Service, National Oceanic Atmospheric Administration.

[FR Doc. 05-12652 Filed 6-24-05; 8:45 am]

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**COMMODITY FUTURES TRADING COMMISSION**

**Agency Information Collection Activities: Rules Relating to Regulation of Domestic Exchange-Traded Options**

**AGENCY:** Commodity Futures Trading Commission.

**ACTION:** Notice.

**SUMMARY:** The Commodity Futures Trading Commission (CFTC) is announcing an opportunity for public comment on the proposed collection of certain information by the agency. Under the Paperwork Reduction Act of 1995 (PRA), 44 U.S.C. 3501 *et seq.*, Federal agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information, and to allow 60 days for public comment in response to the notice. This notice solicits comments on rules related to risk disclosure concerning exchanged traded commodity options.

**DATES:** Comments must be submitted on or before August 26, 2005.

**ADDRESSES:** Comments may be mailed to Lawrence B. Patent, Division of Clearing and Intermediary Oversight, U.S. Commodity Futures Trading Commission, 115 21st Street, NW., Washington, DC 20581.

**FOR FURTHER INFORMATION CONTACT:** Lawrence B. Patent, (202) 418-5439; FAX: (202) 418-5536; e-mail: [lpatent@cftc.gov](mailto:lpatent@cftc.gov).

**SUPPLEMENTARY INFORMATION:** Under the PRA, Federal agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. "Collection of information" is defined in 44 U.S.C. 3502a(3) and 5 CFR 1320.3(c) and includes agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA, 44 U.S.C. 3506(c)(2)(A), requires Federal agencies to provide a 60-day notice in the **Federal Register** concerning each proposed collection of formation, including each proposed extension of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, the CFTC is publishing notice of the proposed collection of information listed below.

With respect to the following collection of information, the CFTC invites comments on:

- Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have a practical use;

- The accuracy of the Commission's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

- Ways to enhance the quality, usefulness, and clarity of the information to be collected; and
- Ways to minimize the burden of collection of information on those who are to respond, including through the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology; *e.g.*, permitting electronic submission of responses.

Rules Relating to Regulation of Domestic Exchange-Traded Options, OMB control number 3038-0007—Extension

The rules require futures commission merchants and introducing broker: (1) to provide their customers with standard risk disclosure statements concerning the risk of trading commodity interests; and (2) to retain all promotional material and the source of authority for information contained therein. The purpose of these rules is to ensure that customers are advised of the risks of trading commodity interests and to avoid fraud and misrepresentation. This information collection contains the recordkeeping and reporting requirements needed to ensure regulatory compliance with Commission rules relating to this issue.

The Commission estimates the burden of this collection of information as follows:

**ESTIMATED ANNUAL REPORTING BURDEN**

REGULATION	Estimated no. of respondents or recordkeepers per year	reports annually by each respondent	total annual responses	estimated average number of hours per response	estimated total number of hours of annual burden in fiscal year
<b>REPORTING</b>					
38.3, 38.4, 40.2 and 40.3 (PROCEDURE FOR DESIGNATION OR SELF-CERTIFICATION) .....	15.00	2.00	30.00	25.00	750.00
33.7—(RISK DISCLOSURE) .....	175.00	115.00	20,125.00	0.08	1,610.00
<b>SUBTOTAL (REPORTING REQUIREMENTS) .....</b>	<b>190.00</b>	<b>.....</b>	<b>20,155.00</b>	<b>.....</b>	<b>2,360.00</b>
<b>RECORDKEEPING</b>					
33.8—(RETENTION OF PROMOTIONAL MATERIAL) .....	225.00	1.00	225.00	25.00	5,625.00
<b>SUBTOTAL (RECORDKEEPING REQUIREMENTS) .....</b>	<b>.....</b>	<b>.....</b>	<b>.....</b>	<b>.....</b>	<b>.....</b>
<b>GRAND TOTAL (REPORTING AND RECORDKEEPING) .....</b>	<b>415.00</b>	<b>.....</b>	<b>20,380.00</b>	<b>.....</b>	<b>7,985.00</b>

There are no capital costs or operating and maintenance costs associated with this collection.

Dated: June 21, 2005.

**Jean A. Webb,**

*Secretary of the Commission.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP05-386-000]

#### Port Barre Gas Storage and Rapiere Resources Company; Notice of Petition

June 20, 2005.

Take notice that on June 14, 2005, Port Barre Gas Storage (PBGs) and Rapiere Resources Company (Rapiere), 1539 Jackson Avenue, Suite 100, New Orleans, Louisiana 70130, filed a petition for Exemption of Temporary Acts and Operations from Certificate Requirements, pursuant to Rule 207(a)(5) of the Commission's Rules of Practice and Procedure (18 CFR 385.207(a)(5)), and section 7(c)(1)(B) of the Natural Gas Act (15 U.S.C. 717(c)(1)(B)), seeking approval of an exemption from certificate requirements to perform temporary activities related to drilling a test well and performing other activities to assess the feasibility of developing an underground natural gas storage facility in St. Landry Parish, Louisiana, all as more fully set forth in the application which is on file with the Commission and open to public inspection. The filing may also be viewed on the Web at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, call (202) 502-3676 or TTY, (202) 502-8659.

Any questions regarding the petition should be directed to Robert D. Edmundson, Port Barre Gas Storage, 1539 Jackson Avenue, Suite 100, New Orleans, LA 70130, and Phone: 504-525-7423; Fax 504-525-7420.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before the comment date, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules

of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

Persons who wish to comment only on the environmental review of this project, or in support of or in opposition to this project, should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commenters will be placed on the Commission's environmental mailing list, will receive copies of the environmental documents, and will be notified of meetings associated with the Commission's environmental review process. Environmental commenters will not be required to serve copies of filed documents on all other parties. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to the applicant. However, the non-party commenters will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

The Commission strongly encourages electronic filings of comments, protests, and interventions via the internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

*Comment Date:* June 27, 2005.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. E5-3305 Filed 6-24-05; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. ER05-798-000 and ER05-798-001]

#### Virtual Energy, Inc.; Notice of Issuance of Order

June 20, 2005.

Virtual Energy, Inc. (Virtual Energy) filed an application for market-based rate authority, with an accompanying rate tariff. The proposed rate tariff provides for the sales of capacity and energy at market-based rates. Virtual Energy also requested waiver of various Commission regulations. In particular, Virtual Energy requested that the Commission grant blanket approval under 18 CFR Part 34 of all future issuances of securities and assumptions of liability by Virtual Energy.

On June 17, 2005, pursuant to delegated authority, the Director, Division of Tariffs and Market Development—South, granted the request for blanket approval under Part 34. The Director's order also stated that the Commission would publish a separate notice in the **Federal Register** establishing a period of time for the filing of protests. Accordingly, any person desiring to be heard or to protest the blanket approval of issuances of securities or assumptions of liability by Virtual Energy should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure. 18 CFR 385.211, 385.214 (2004).

Notice is hereby given that the deadline for filing motions to intervene or protest is July 18, 2005.

Absent a request to be heard in opposition by the deadline above, Virtual Energy is authorized to issue securities and assume obligations or liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of Virtual Energy, compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither public nor private interests will be adversely affected by continued approval of Virtual Energy's issuances of securities or assumptions of liability.

Copies of the full text of the Director's Order are available from the