

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791a–825r.

h. *Applicant Contact:* Alan L. Peeples, Alabama Power Company, 600 N. 18th Street, P.O. Box 2641, Birmingham, AL 35291, (205) 257–1401.

i. *FERC Contact:* Henry Woo, (202) 502–8872.

j. *Deadline for filing comments, protests, or motions to intervene:* October 31, 2007. All documents (original and eight copies) should be filed with: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

k. *Description of Request:* The Alabama Power Company (APC) is requesting a temporary variance of the reservoir drawdown limits of the Yates and Thurlow Project license. APC requests that it be allowed to draw down the Thurlow pool to 283.0–284.5 feet from September 4, 2007, to January 11, 2008, for spillway board maintenance. Included in APC's request was concurrence received from the Alabama Department of Conservation and Natural Resources.

l. *Locations of the Application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE., Room 2A, Washington, DC 20426, or by calling (202) 502–8371. This filing may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number (P–2407) in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, call 1–866–208–3676 or e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), for TTY, call (202) 502–8659. A copy is also available for inspection and reproduction at the address in item (g) above.

m. Individuals desiring to be included on the Commission's mailing list should

so indicate by writing to the Secretary of the Commission.

n. *Comments, Protests, or Motions to Intervene:* Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. *Filing and Service of Responsive Documents:* Any filings must bear in all capital letters the title "COMMENTS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers.

p. *Agency Comments:* Federal, State, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

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

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E7–20317 Filed 10–15–07; 8:45 am]

**BILLING CODE 6717–01–P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

**Project No: P–803–087**

#### **Pacific Gas and Electric Company; Notice of Application Tendered for Filing with the Commission and Establishing Procedural Schedule for Licensing and Deadline for Submission of Final Amendments**

October 9, 2007.

Take notice that the following hydroelectric application has been filed

with the Commission and is available for public inspection.

a. *Type of Application:* New Major License.

b. *Project No.:* P–803–087.

c. *Date Filed:* October 2, 2007.

d. *Applicant:* Pacific Gas and Electric Company (PG&E).

e. *Name of Project:* DeSabra-Centerville Hydroelectric Project.

f. *Location:* The existing project is located on Butte Creek and the West Branch Feather River in Butte County, California. The project affects 145.7 acres of federal lands administered by the Lassen National Forest, 2.1 acres of federal lands administered by the Plumas National Forest, and 11.6 acres of federal lands administered by the U.S. Bureau of Land Management.

g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. 791(a)–825(r).

h. *Applicant Contact:* Randal S. Livingston, Vice President-Power Generation, Pacific Gas and Electric Company, P.O. Box 770000, Mail Code: N11E, San Francisco, CA 94177; Telephone (415) 973–7000.

i. *FERC Contact:* Aaron Liberty, (202) 502–6862 or [aaron.liberty@ferc.gov](mailto:aaron.liberty@ferc.gov).

j. This application is not ready for environmental analysis at this time.

k. *Project Description:* The existing DeSabra-Centerville Hydroelectric Project is composed of three developments, including Toadtown, DeSabra, and Centerville, and has a combined installed capacity of 26,400 kilowatts (kW).

The Toadtown development, which diverts water from the West Branch Feather River, consists of the following constructed facilities: (1) Round Valley Reservoir, a 98 acre reservoir with a gross storage capacity of 1,700 acre-feet; (2) Round Valley dam, an earthfill dam, 29-foot high and 810-foot long; (3) a 40-foot wide overflow spillway; (4) a 15-inch outlet pipe at the base of Round Valley dam, and manual low level outlet valve; (5) Philbrook Reservoir, a 173 acre reservoir with a gross storage capacity of 4,985 acre-feet; (6) Philbrook main dam (located on Philbrook Creek), a compacted earthfill dam, 87-foot high and 850-foot long; (7) Philbrook auxiliary dam (170 feet to the right of the main dam), a compacted earthfill dam, 24-foot high and 470-foot long; (8) a 29.7-foot wide spillway with 5 flashboard bays; (9) a 10.75-foot long and 14.75-foot wide spillway with a single, manual radial gate; (10) a 33-inch diameter, 460-foot long outlet conduit from Philbrook Reservoir; (11) a 17-foot high, 8-foot diameter submerged vertical concrete intake, controlled by a 30-inch diameter manual needle valve; (12) Hendricks Head Dam, a concrete gravity

dam, 15-feet high with an overflow spillway section 98-feet wide; (13) a 8.66-mile long Hendricks Canal, composed mostly of earthen ditch with several flume and tunnel sections, with a capacity of 125 cfs; (14) feeder diversions from 4 creeks into Hendricks/Toadtown canal; (15) a 40-inch diameter, 1,556-foot long steel penstock; (16) Toadtown Powerhouse, a 28 by 44 foot reinforced concrete building, with one turbine-generator unit and a normal operating capacity of 1.5 MW; (17) a 1500-foot long 12 kv tapline connecting Toadtown Powerhouse to a distribution system; and (18) appurtenant facilities.

The DeSabra development, which diverts water from upper Butte Creek and uses the outflow of the Toadtown development, consists of the following constructed facilities: (1) The 2.4-mile long Toadtown Canal, an earthen canal with a capacity of 125 cfs; (2) Butte Creek Diversion Dam, a 50-foot high, 100-foot long, concrete arch dam with an overflow spillway; (3) a 11.4-mile long Butte Canal, composed of earthen berm sections, gunited sections, tunnel sections, a siphon, and flume sections, with a capacity of 91 cfs; (4) a 0.7-mile long canal that combines Butte Canal with Toadtown Canal, with a capacity of 191 cfs; (5) feeder diversions from 4 creeks that flow into Butte Canal (1 not in use); (6) DeSabra Dam, a 50-foot high, 100-foot wide earthen embankment with a spillway canal; (7) DeSabra Forebay, a 15 acre reservoir with a gross storage capacity of 163 acre-feet (originally 188 acre-feet); (8) a 66-inch diameter, reduced to 42-inch diameter, 1.3-mile long steel penstock; and (9) DeSabra Powerhouse, a 26.5 by 41 foot reinforced concrete building, with one turbine generator unit and a normal operating capacity of 18.5 MW; (10) a 0.25-mile long transmission tapline connecting DeSabra Powerhouse to the 60kV Oro Fino Tap Line; and (11) appurtenant facilities.

The Centerville development, which diverts the flow of Butte Creek downstream of the DeSabra development, consists of the following constructed facilities: (1) The Upper Centerville Canal, that originates at DeSabra Powerhouse and ends at Helltown Ravine (currently carries a few cfs for local water uses and has not been used for power generation for many years); (2) Lower Centerville Diversion Dam, a 12-foot high, 72.5 foot-wide concrete arch dam with an overflow spillway; (3) an 8-mile long Lower Centerville Canal, composed of earthen canal and several flume sections, with a capacity of 183 cfs; (4) feeder diversions from 3 creeks that flow into Lower Centerville Canal (all 3 no longer in use); (5) one 30-inch diameter and one 42-inch diameter, reduced to 36-inch diameter, 2,559-foot long steel penstocks; (6) Centerville Forebay, a 27 by 37 foot concrete header box with a spillway channel; (7) Centerville Powerhouse, a 32 by 109 foot reinforced concrete building, with two turbine-generator units and a total normal operating capacity of 6.4 MW; and (8) appurtenant facilities.

PG&E operates the project primarily as a run-of-river system and operates on a continuous basis, using the water supply available after satisfaction of the minimum instream flow requirements. During the winter and spring, base flows in the West Branch of the Feather River and Butte Creek typically provide adequate flow for full operation of the Project powerhouses. During the summer months, the available base flow water is augmented by water releases from Round Valley and Philbrook reservoirs. During the fall months, Project powerhouses are operated at reduced capacities due to low stream flows.

Water releases from Round Valley reservoir flow down the West Branch Feather River, and water releases from Philbrook reservoir pass down natural

channels of Philbrook Creek and the West Branch Feather River about 8 miles to Hendricks Head dam. Then water is conveyed in the Hendricks canal, through Toadtown Powerhouse, then into the Toadtown canal. From this point, the water is conveyed in the Butte Creek canal to DeSabra Forebay then discharged into Butte Creek. Water flow is then diverted into the Lower Centerville canal to the Centerville header box, through the Centerville Powerhouse, and finally discharged to Butte Creek.

PG&E proposes to continue operating the Project with no change to Project generation facilities or features other than adoption of resource management measures and the deletion of five feeder diversions.

1. *Locations of the Application:* A copy of the application is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site 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, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in item (h) above.

m. You may also register online at <http://www.ferc.gov/esubscribenow.htm> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

n. *Procedural Schedule:* The application will be processed according to the following Hydro Licensing Schedule. Revisions to the schedule may be made as appropriate.

Milestone	Target date
Tendering Notice .....	October 9, 2007.
Remaining Study Results Due .....	February 15, 2008.
Notice of Acceptance / Notice of Ready for Environmental Analysis .....	March 17, 2008.
Filing of recommendations, preliminary terms and conditions, and fishway prescriptions .....	May 16, 2008.
Commission issues Draft EA .....	November 12, 2008.
Comments on Draft EA .....	December 12, 2008.
Modified terms and conditions .....	February 10, 2009.
Commission issues Final EA .....	May 11, 2009.

o. Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of the notice of ready for environmental analysis.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E7-20318 Filed 10-15-07; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Technical Conference and Extension of Comment Date

October 9, 2007.

Direct Energy Services, LLC, Docket No. RC07-4-000.

Sempra Energy Solutions LLC, Docket No. RC07-6-000.

Strategic Energy, L.L.C., Docket No. RC07-7-000.

Take notice that on October 12, 2007, a technical conference will be held at the Federal Energy Regulatory Commission to discuss appeals of the North American Electric Reliability Corporation's (NERC) compliance registry determinations regarding Direct Energy Services, LLC (Direct), Sempra Energy Solutions LLC (Sempra) and Strategic Energy, L.L.C. (Strategic). This technical conference was established in an Order Establishing Technical Conference in the above dockets, issued September 26, 2007.<sup>1</sup> It will be held at the headquarters of the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC from 11 a.m.–2 p.m. (EST).

The technical conference will consist of a discussion between Commission staff and representatives of NERC and ReliabilityFirst Corporation (ReliabilityFirst). Direct, Sempra and Strategic are also invited to participate. The primary question to be addressed is whether NERC has adequately justified its determination that ReliabilityFirst properly registered Direct, Sempra and Strategic as load-serving entities (LSEs). NERC and ReliabilityFirst will be asked to address issues concerning the decision to register Direct, Sempra and Strategic, including but not limited to: the nature and extent of any gap in reliability that may result from their not being registered as an LSE; the circumstances within the ReliabilityFirst region that justify their registration as LSEs, while other Regional Entities have registered retail

power marketers only as purchasing-selling entities; the identification of the Reliability Standard requirements that would apply to a retail power marketer registered as an LSE; support for the conclusions (i) that the loads served by Direct, Sempra and Strategic are directly connected to the Bulk-Power System and (ii) that retail power marketers within the ReliabilityFirst region, in the aggregate, impact Bulk-Power System reliability; and alternative solutions for addressing any reliability gaps that may be identified.

The conference is open for the public to attend. The conference will not be transcribed and telephone participation will not be available.

The Commission will accept written comments on the discussion at this technical conference no later than 5 p.m. Eastern Time on October 29, 2007. Further, in notices of filing issued September 17, 2007, in the above-captioned dockets, the Commission set an October 11, 2007 comment date for the submission of interventions, comments and protests. The Commission is extending the comment date for the submission of interventions, comments and protests in the above-captioned dockets until October 29, 2007, to coincide with the comment due date for comments on the discussion at the technical conference.

Commission conferences are accessible under section 508 of the Rehabilitation Act of 1973. For accessibility accommodations please send an e-mail to [accessibility@ferc.gov](mailto:accessibility@ferc.gov) or call toll free 1-866-208-3372 (voice) or 202-208-1659 (TTY), or send a FAX to 202-208-2106 with the required accommodations.

For more information about this conference, please contact: Sarah McKinley, Office of External Affairs, Federal Energy Regulatory Commission, (202) 502-8004, [sarah.mckinley@ferc.gov](mailto:sarah.mckinley@ferc.gov).

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E7-20316 Filed 10-15-07; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

Docket No. AD07-13-000

#### Conference on Enforcement Policy; Second Notice of Conference

October 4, 2007.

As announced in the "First Notice of Conference on Enforcement," issued on

July 11, 2007, the Federal Energy Regulatory Commission (Commission) will hold a conference on November 16, 2007, to examine the implementation of its enforcement authority as expanded by the Energy Policy Act of 2005 (EPAAct 2005).<sup>1</sup> The conference will be held in the Commission Meeting Room at the Commission's headquarters located at 888 First Street, NE., Washington, DC 20426.

The purpose of the conference is to assess the enforcement program implemented by the Commission during the first two years after passage of EPAAct 2005 primarily as it pertains to the additional subject matter authority and the expanded civil penalty authority in Part II of the Federal Power Act<sup>2</sup> and the Natural Gas Act.<sup>3</sup>

The tentative schedule and topics for the conference are as follows:

9 a.m.–9:30 a.m.—Opening Remarks  
9:30 a.m.–11 a.m.—First Panel—*The First Two Years of EPAAct Enforcement*  
11 a.m.–11:10 a.m.—Break  
11:10 a.m.–12:30 p.m.—Second Panel—*How Enforcement Fits into the Commission's Mission*  
12:30 p.m.–1:30 p.m.—Lunch break  
1:30 p.m.–3 p.m.—Third Panel—*Enforcement of Reliability Standards*  
3 p.m.–3:15 p.m.—Closing Remarks

The first panel will focus on an overview of enforcement from a broad policy perspective, including how the Commission balances a firm approach to enforcement of its major rules, regulations, and orders with fair treatment of all persons that may be subject to remedies and sanctions for their conduct. The discussion will examine how the Commission can best achieve compliance with regulatory requirements, and will address how the Commission evaluates enforcement cases, including self-reported violations and matters that result in no penalty, and how companies subject to investigation can best respond to the Commission.

The second panel will focus on how entities relate to the Commission in light of the newly enhanced EPAAct 2005 enforcement authority and the Commission's ongoing regulatory functions. The discussion will examine when companies should direct inquiries or problems to the Office of Enforcement and when they should be directed to other Commission program offices. The Commission is interested in how well the Commission responds to matters that involve regulatory policy as well as having enforcement aspects. In

<sup>1</sup> *Direct Energy Services, LLC, et al.*, 120 FERC ¶ 61,280 (2007).

<sup>1</sup> Pub. L. 109-58, 119 Stat. 594 (2005).

<sup>2</sup> 16 U.S.C. § 7971a *et seq.* (2000).

<sup>3</sup> 15 U.S.C. § 717 *et seq.* (2000).