

**SAFEGUARDS:**

Password controlled system, file, and element access based on predefined need-to-know. Physical access to terminals, terminal rooms, buildings and activities' grounds are controlled by locked terminals and rooms, guards, personnel screening and visitor registers.

**RETENTION AND DISPOSAL:**

Destroy when no longer needed or after two years, whichever is later.

**SYSTEM MANAGER(S) AND ADDRESS:**

Commanding officer of the activity in question. Official mailing addresses are published in the Standard Navy Distribution List that is available at <http://doni.daps.dla.mil/sndl.aspx>.

**NOTIFICATION PROCEDURE:**

Individuals seeking to determine whether this system of records contains information about themselves should address written inquiries to the commanding officer of the activity in question. Official mailing addresses are published in the Standard Navy Distribution List that is available at <http://doni.daps.dla.mil/sndl.aspx>.

The request should include full name, Social Security Number, and address of the individual concerned and should be signed.

**RECORD ACCESS PROCEDURES:**

Individuals seeking access to records about themselves contained in this system of records should address written inquiries to the commanding officer of the activity in question. Official mailing addresses are published in the Standard Navy Distribution List that is available at <http://doni.daps.dla.mil/sndl.aspx>.

The request should include full name, Social Security Number, and address of the individual concerned and should be signed.

**CONTESTING RECORD PROCEDURES:**

The Navy's rules for accessing records, and for contesting contents and appealing initial agency determinations are published in Secretary of the Navy Instruction 5211.5; 32 CFR part 701; or may be obtained from the system manager.

**RECORD SOURCE CATEGORIES:**

Individual; Defense Manpower Data Center; employment papers; records of the organization; official personnel jackets; supervisors; official travel orders; educational institutions; applications; duty officer; investigations; OPM officials; and/or members of the American Red Cross.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

[FR Doc. E7-23671 Filed 12-5-07; 8:45 am]

**BILLING CODE 5001-06-P**

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. NJ08-2-000]

**Bonneville Power Administration; Notice of Filing**

November 29, 2007.

Take notice that on November 26, 2007, Bonneville Power Administration (Bonneville) filed a petition of declaratory order requesting the Commission to find that the terms and conditions of two unexecuted Long-Term Firm Point-to-Point Transmission Service Agreements between Bonneville and Caithness Shepherds Flat, LLC, for service over Bonneville's transmission system commencing November 1, 2007, and December 1, 2007, are consistent with its Open Access Transmission Tariff (OATT), and that the service commencement dates are the appropriate dates under the OATT.

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 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a

document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5 p.m. Eastern Time on December 26, 2007.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. E7-23629 Filed 12-5-07; 8:45 am]

**BILLING CODE 6717-01-P**

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Project No. 2426-197]

**California Department of Water Resources and the City of Los Angeles; Notice Denying Late Intervention**

November 28, 2007.

On June 8, 2005, the Commission issued a public notice of California Department of Water Resources' (California DWR) and the City of Los Angeles' application to amend their license for the California Aqueduct Project No. 2426. On June 11, 2007, Friends of the River filed a late motion to intervene in the proceeding.

In determining whether to grant late intervention, the Commission may consider such factors as whether the movant had good cause for filing late, whether the movant's interest is adequately represented by other parties to the proceeding, and whether granting the intervention might result in disruption to the proceeding or prejudice to other parties.<sup>1</sup> Movants for late interventions must, among other things, demonstrate good cause why the time limit should be waived.<sup>2</sup>

Friends of the River argues that good cause exists for late intervention because it had no actual notice of the deadline for motions to intervene. It states that it only became aware of the deadline when the Commission issued the Environmental Assessment (EA) for the proposed license amendment on March 1, 2007. Friends of the River also argues that even if it had received actual notice of the deadline, it still would not have known of its actual need to become a party in the proceeding until the Commission issued its environmental determinations in the EA.

Movant's assertions are without merit. The Commission issued public notice of

<sup>1</sup> 18 CFR 385.214(d) (2007).

<sup>2</sup> 18 CFR 385.214(b)(3) (2007).

the amendment application on June 8, 2005, and published notice in the **Federal Register** on June 15, 2005.<sup>3</sup> Movant therefore was on notice of licensee's application, but failed to timely respond to it.<sup>4</sup> Allowing late intervention at this point in the proceedings would create prejudice and additional burdens on the Commission and its applicants.

The Commission expects parties to intervene in a timely manner based on the reasonably foreseeable issues arising from the applicant's filings and the Commission's notice of proceedings.<sup>5</sup> The Commission has held that the party bears the responsibility for determining when a proceeding is relevant to its interests, such that it should file a motion to intervene. When a party fails to intervene in a timely fashion, the party assumes the risk that the case will be settled in a manner that is not to its liking.<sup>6</sup> The Commission has previously explained that an entity cannot "sleep on its rights" and then seek untimely intervention.<sup>7</sup> Therefore, Friends of the River's argument that it would not have known of its actual need to become a party in the proceeding until the Commission issued its environmental determinations in the EA is without merit.

Movant has failed to demonstrate good cause standard for granting late intervention. The motion for late intervention in these proceedings filed by movant is therefore denied.

This notice constitutes final agency action. Requests for rehearing by the Commission of this rejection must be filed within 30 days of the date of issuance of this notice, pursuant to 18 CFR 385.713 (2007).

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E7-23622 Filed 12-5-07; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. OR08-3-000]

#### CKB Petroleum, Inc.; Notice of Request for Temporary Waiver of Tariff Filing and Reporting Requirements

November 29, 2007.

Take notice that on November 15, 2007, CKB Petroleum, Inc. (CKB) tendered for filing an application for temporary waiver of the Interstate Commerce Act section 6 and section 20 tariff filing and reporting requirements applicable to interstate common carrier pipelines.

In support thereof, CKB states that it owns and undivided interest in a pipeline that runs from South Pass in Federal waters, offshore Louisiana, to the West Delta Receiving Station in Venice, Louisiana, through which it has transported crude oil exclusively for its parent company. CKB further states that despite having an effective tariff on file with the Commission since March 1, 1985, it has never received a request for service from an unaffiliated third party.

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 CFR 385.211 and 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the date as indicated below. Anyone filing an intervention or protest must serve a copy of that document on the Applicant. Anyone filing an intervention or protest on or before the intervention or protest date need not serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the

Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5 p.m. Eastern Time December 11, 2007.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E7-23630 Filed 12-5-07; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. PR08-5-000]

#### Consumers Energy Company; Notice of Petition for Rate Approval

November 28, 2007.

Take notice that on November 20, 2007, Consumers Energy Company (Consumers) filed a petition for approval of rates for interruptible transportation services, pursuant to section 284.123(b)(2) of the Commission's regulations. Consumers requests that the Commission approve an interruptible transportation rate of \$0.2623 per Dth plus up to 1.10% for fuel and lost and unaccounted for gas. Consumers states that the current interruptible transportation rate is \$0.1429 per Dth plus up to 2.29% for fuel and lost and unaccounted for gas. The Commission's April 21, 2005 letter order required Consumers to make an informational filing of cost and throughput data on or before November 24, 2007 or file a petition for rate approval pursuant to section 284.123(b)(2).

Any person desiring to participate in this rate proceeding must file a motion 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 CFR 385.211 and 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the date as indicated below. Anyone filing an intervention or protest must serve a copy of that document on the Applicant. Anyone filing an intervention or protest

<sup>3</sup> 70 FR 34,750 (2005).

<sup>4</sup> See *Federal Crop Ins. Corp. v. Merrill*, 332 U.S. 380 (1947) (holding that **Federal Register** publication provides notice to all affected parties).

<sup>5</sup> See *California Water Resources Department and the City of Los Angeles*, 120 FERC ¶ 61,057 at n.9 (2007).

<sup>6</sup> *Id.* at P 13.

<sup>7</sup> *Id.* at P 14.