

*Filed Date:* 11/10/2008.

*Accession Number:* 20081112-0107.

*Comment Date:* 5 p.m. Eastern Time on Monday, December 1, 2008.

*Docket Numbers:* ER09-268-000.

*Applicants:* Westar Energy, Inc.

*Description:* Westar Energy, Inc submits First Revised Sheet 1 to FERC Electric Tariff Volume 11, reflecting termination of a Supplemental Generation Agreement with the City of Burlingame, Kansas under ER09-268.

*Filed Date:* 11/10/2008.

*Accession Number:* 20081112-0108.

*Comment Date:* 5 p.m. Eastern Time on Monday, December 1, 2008.

*Docket Numbers:* ER09-269-000.

*Applicants:* Westar Energy, Inc.

*Description:* Westar Energy, Inc submits First Revised Sheet 1 to FERC Electric Tariff Volume 12, reflecting termination of a Supplemental Generation Agreement with City of Herington, Kansas under ER09-269.

*Filed Date:* 11/10/2008.

*Accession Number:* 20081112-0110.

*Comment Date:* 5 p.m. Eastern Time on Monday, December 1, 2008.

*Docket Numbers:* ER09-270-000.

*Applicants:* Westar Energy, Inc.

*Description:* Westar Energy, Inc submits First Revised Sheet 1 to FERC Electric Tariff Volume 13, reflecting termination of a Supplemental Generation Agreement with City of Horton, Kansas under ER09-270.

*Filed Date:* 11/10/2008.

*Accession Number:* 20081112-0109.

*Comment Date:* 5 p.m. Eastern Time on Monday, December 1, 2008.

*Docket Numbers:* ER09-271-000.

*Applicants:* Westar Energy, Inc.

*Description:* Westar Energy, Inc submits First Revised Sheet 1 to FERC Electric Tariff Volume 14, reflecting termination of a Supplemental Generation Agreement with Osage City, Kansas under ER09-271.

*Filed Date:* 11/10/2008.

*Accession Number:* 20081112-0111.

*Comment Date:* 5 p.m. Eastern Time on Monday, December 1, 2008.

*Docket Numbers:* ER09-272-000.

*Applicants:* Westar Energy, Inc.

*Description:* Westar Energy, Inc submits First Revised Sheet 1 to FERC Electric Tariff Volume 15, reflecting termination of a Supplemental Generation Agreement with City of Wamego, Kansas under ER09-272.

*Filed Date:* 11/10/2008.

*Accession Number:* 20081112-0112.

*Comment Date:* 5 p.m. Eastern Time on Monday, December 1, 2008.

Any person desiring to intervene or to protest in any of the above proceedings 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) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. 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. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St., NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also 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.

**Nathaniel J. Davis, Sr.,**

*Deputy Secretary.*

[FR Doc. E8-27809 Filed 11-21-08; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL09-9-000]

#### **Wabash Valley Power Association, Inc. Complainant v. Midwest Independent Transmission System Operator, Inc. Respondent; Notice of Complaint**

November 18, 2008.

Take notice that on November 12, 2008, Wabash Valley Power Association, Inc. (Complainant) filed, pursuant to sections 206 and 212 of the Rules and Practice and Procedure, 18 CFR 385.206 and 385.212, a second complaint and motion for consolidation, or alternatively, motion for extension of refund period against Midwest Independent Transmission System Operator, Inc. (Respondent) alleging that the Revenue Sufficiency Guarantee charge allocation provisions of the Respondent's tariff are unjust, unreasonable, and unduly discriminatory, and should be revised. Complainant also requests that the Commission establish the earliest possible refund-effective date with respect to the requested revisions.

The Complainant states that copies of the complaint were served upon the contacts for the Respondent as listed on the Commission's list of Corporate Officials.

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. The Respondent's answer and all interventions, or protests must be filed on or before the comment date. The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

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 2, 2008.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E8-27818 Filed 11-21-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. PF08-27-000]

#### Texas Eastern Transmission, LP; Notice of Intent To Prepare an Environmental Assessment for the Proposed TEMAX and TIME III Projects and Request for Comments on Environmental Issues

November 18, 2008.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental assessment (EA) that will identify and address the potential environmental impacts that could result from the construction and operation of the TEMAX and TIME III Projects (Projects) planned by Texas Eastern Transmission, LP (Texas Eastern). The EA will be used by the Commission in its decision-making process to determine whether the project is in the public convenience and necessity.

This notice announces the opening of the scoping process the Commission will use to gather input from the public and interested agencies on the project. Your input will help determine which issues need to be evaluated in the EA. Please note that the scoping period will close on December 19, 2008. Details on how to submit comments are provided in the Public Participation section of this notice.

This notice is being sent to affected landowners; Federal, State, and local government agencies; elected officials; Native American groups; other interested parties; and local libraries and newspapers. State and local government representatives are asked to notify their constituents of this planned project and to encourage them to comment on their areas of concern. If you are a landowner receiving this

notice, you may not be affected by construction of facilities, but may be affected by the planned increase in the maximum allowable operating pressure (MAOP) on Texas Eastern's existing pipeline where no construction would occur.

As a landowner receiving this notice, you may be contacted by a Texas Eastern representative about the acquisition of an easement to construct, operate, and maintain the project facilities. The pipeline company would seek to negotiate a mutually acceptable agreement. However, if the project is approved by the FERC, that approval conveys with it the right of eminent domain. Therefore, if easement negotiations fail to produce an agreement, the pipeline company could initiate condemnation proceedings in accordance with federal or state law.

A fact sheet prepared by the FERC entitled "An Interstate Natural Gas Facility on My Land? What Do I Need To Know?" addresses a number of typically asked questions, including the use of eminent domain and how to participate in the Commission's proceedings. It is available for viewing on the FERC Internet Web site (<http://www.ferc.gov>).

#### Summary of the Proposed Projects

The planned Projects consist of the replacement of 25.9 miles of various diameter pipeline, construction of 9.6 miles of loop,<sup>1</sup> use of 0.8 mile of existing pipeline, and construction of 26.5 miles of new pipeline lateral. In addition, Texas Eastern plans to add 85,633 horsepower (hp) of compression at four existing compressor stations and abandon 9,500 hp of compression at one compressor station, resulting in a net increase of 76,133 hp of compression for the project. Texas Eastern also plans to uprate the MAOP of its Lines 1 and 2 from 1,000 to 1,112 pounds per square inch gauge for 268 miles between its Uniontown and Marietta Compressor Stations. The facilities are located in Greene, Bedford, Franklin, Adams, Lancaster and York Counties, Pennsylvania.

More specifically, Texas Eastern plans the following:

#### *The Holbrook Discharge*

- Construct 0.5 mile of 36-inch-diameter loop as an addition onto the existing Line 30;

- Replace 9.2 miles of the existing 20-inch-diameter Line 2 and 24-inch-diameter Line 1 with 36-inch-diameter pipeline; and
- Construct 9.1 miles of 36-inch-diameter loop.

#### *The Uniontown Discharge*

- Replace 3.7 miles of the existing 24-inch-diameter Line 1 with 36-inch-diameter pipeline.

#### *The Bedford Discharge*

- Replace 6.8 miles of the existing 24-inch-diameter Line 1 with 36-inch-diameter pipeline.

#### *The Chambersburg Discharge*

- Replace 2.1 miles of the existing 24-inch-diameter Line 1 with 36-inch-diameter pipeline.

#### *The Heidlersburg Discharge*

- Replace 2.4 miles of the existing 24-inch-diameter Line 1 with 36-inch-diameter pipeline.

#### *The Marietta Extension*

- Replace 1.7 miles of the existing 24-inch-diameter Line 1 with 36-inch-diameter pipeline;
- Utilize 0.8 mile of existing 36-inch-diameter pipeline crossing the Susquehanna River; and
- Construct 26.5 miles of new 30-inch-diameter pipeline to the interconnect with Transcontinental Gas Pipeline Corporation (Transco).

#### *The Holbrook Compressor Station*

- Abandon one 2,000-horsepower (hp) reciprocating gas-powered compressor unit; and
- Install a 13,333-hp turbine-driven centrifugal compressor.

#### *The Uniontown Compressor Station*

- Install a 20,000-hp electric-powered compressor unit.

#### *The Bedford Compressor Station*

- Install pressure regulators on Line 1 and 2.

#### *The Chambersburg Compressor*

- Abandon three reciprocating gas-powered compressor units totaling 7,500 hp;
- Install a new 27,000-hp electric-powered compressor unit; and
- Add 3,330 hp to the existing electric-powered compressor unit.

#### *The Heidlersburg Compressor Station*

- Install a 22,000-hp electric-powered compressor unit.

The purpose of the Projects is to provide additional natural gas transportation capacity of 395,000 dekatherms per day (Dth/d) from a

<sup>1</sup> A pipeline "loop" is a segment of pipe installed adjacent and parallel to an existing pipeline system that is connected to the system at both ends. A loop allows more gas to be moved through that portion of the pipeline system or functions as a backup system.