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Comment Date: 5 p.m. Eastern Time on January 6, 2009.

Kimberly D. Bose,
Secretary.

[FR Doc. E8-31107 Filed 12-30-08; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RM98-1-000]

Records Governing Off-the-Record Communications; Public Notice

December 23, 2008.

This constitutes notice, in accordance with 18 CFR 385.2201(b), of the receipt of prohibited and exempt off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive a prohibited or exempt

off-the-record communication relevant to the merits of a contested proceeding, to deliver to the Secretary of the Commission, a copy of the communication, if written, or a summary of the substance of any oral communication.

Prohibited communications are included in a public, non-decisional file associated with, but not a part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become a part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such a request only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication shall serve the

document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications are included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is a list of off-the-record communications recently received by the Secretary of the Commission. The communications listed are grouped by docket numbers in ascending order. These filings are 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, please contact FERC, Online Support at *FERCOnlineSupport@ferc.gov* or toll-free at (866) 208-3676, or for TTY, contact (202) 502-8659.

Docket No.	File date	Presenter or requester
Prohibited: 1. EC09-6-000	12-19-08	Mr. Prescott Lovern ¹ .

¹ Memorandum for the Record of phone call communication.

Kimberly D. Bose,
Secretary.

[FR Doc. E8-31106 Filed 12-30-08; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP09-41-000]

Crossroads Pipeline Company; Notice of Request Under Blanket Authorization

December 23, 2008.

Take notice that on December 22, 2008, Crossroads Pipeline Company (Crossroads), 801 East 86th Avenue, Merrillville, IN 46410, filed a prior notice request pursuant to sections 157.205 and 157.208 of the Commission's regulations under the Natural Gas Act (NGA) and Crossroads' blanket certificate issued in Docket No. CP94-342-000, for NGA certification of an existing compressor station located in Lake County, Indiana, 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, contact FERC at *FERCOnlineSupport@ferc.gov* or call toll-free, (866) 208-3676 or TTY, (202) 502-8659.

Specifically, Crossroads requests NGA certification for its existing 3,000 horsepower Schererville Compressor Station located in Lake County, Indiana. Crossroads states that the Schererville Compressor Station was constructed for transactions under the Natural Gas Policy Act (NGPA) section 311 to provide transportation. Crossroads asserts that the Schererville Compressor Station was placed in service on January 27, 1997, and constructed at a cost of approximately \$4.7 million to allow for the receipt of natural gas into Crossroads system from the pipeline facilities of Natural Gas Pipeline Company of America (Natural). Crossroads states that Natural constructed approximately 7 miles of pipeline facilities to interconnect with the Schererville Compressor Station.

Crossroads also asserts that there will be no impact on Crossroads' existing design day and annual obligations to its customers.

Any questions regarding the application should be directed to Fredric J. George, Lead Counsel, Crossroads Pipeline Company, P.O. Box 1273, Charleston, West Virginia 25325-1273, at (304) 357-2359.

Any person may, within 60 days after the issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention. Any person filing to intervene or the Commission's staff may, pursuant to section 157.205 of the Commission's regulations under the NGA (18 CFR 157.205) file a protest to the request. If no protest is filed within the time allowed therefore, the proposed activity shall be deemed to be authorized effective the day after the time allowed for protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to section 7 of the NGA.

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.

Kimberly D. Bose,

Secretary.

[FR Doc. E8-31109 Filed 12-30-08; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-8759-3]

Notice of Availability of Preliminary Residual Designation of Certain Storm Water Discharges in the State of Maine Under the National Pollutant Discharge Elimination System of the Clean Water Act

AGENCY: Environmental Protection Agency.

ACTION: Notice and request for public comment.

SUMMARY: The Regional Administrator of the Environmental Protection Agency's (EPA) New England Regional Office is providing notice of availability of a preliminary determination that certain storm water discharges in the Long Creek watershed located in South Portland, Westbrook, Scarborough, and Portland, Maine will be required to obtain permit coverage under the National Pollutant Discharge Elimination System (NPDES) permits under the Clean Water Act. EPA is seeking public comment on the nature and scope of this preliminary residual designation. The period for comment on this preliminary residual designation will remain open until the close of the public comment period on any NPDES general or individual permit related to this preliminary residual designation. However, EPA strongly encourages interested parties to submit their comments within 45 days of the commencement of the comment period, after which EPA intends to review this preliminary residual designation and to decide whether to make any changes to it. It is EPA's intention to make a final residual designation following the close of the comment period on any associated NPDES permit. Copies of the preliminary residual designation are available for inspection online and in hardcopy as described elsewhere in this notice document.

DATES: Comments must be submitted on or before February 17, 2009.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-R01-OW-2008-0910 by one of the following methods:

- <http://www.regulations.gov>: Follow the on-line instructions for submitting comments.

- E-mail: bridge.jennie@epa.gov.

- Mail and hand delivery: U.S.

Environmental Protection Agency, New England Region, One Congress Street, Suite 1100, Mail code CWQ, Boston, MA 02114-2023. Deliveries are only accepted during the Regional Office's normal hours of operation (8 a.m. to 5 p.m., Monday through Friday, excluding legal holidays), and special arrangements should be made for deliveries of boxed information.

Instructions: Direct your comments to Docket ID No. EPA-R01-OW-2008-0910. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through <http://www.regulations.gov>, or e-mail. The <http://www.regulations.gov> Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through <http://www.regulations.gov> your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

Docket: All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard

copy. Publicly available docket materials are available either electronically in <http://www.regulations.gov> or in hard copy at the U.S. Environmental Protection Agency, New England Region, One Congress Street, Suite 1100, Boston, Massachusetts. To inspect the hard copy materials, please schedule an appointment during normal business hours with the contact listed in the **FOR FURTHER INFORMATION CONTACT** section.

FOR FURTHER INFORMATION CONTACT: Jennie Bridge, EPA New England Region, One Congress Street, Suite 1100, Mail code CWQ, (617) 918-1685, bridge.jennie@epa.gov.

SUPPLEMENTARY INFORMATION: The Regional Administrator of EPA's New England Regional Office is providing notice of availability of a preliminary determination that certain storm water discharges in the Long Creek watershed located in South Portland, Westbrook, Scarborough, and Portland, Maine will be required to obtain NPDES permits. Under Clean Water Act (CWA) Section 402(p), 33 U.S.C. 1342(p), Congress required the EPA to establish permitting requirements for certain storm water discharges. In addition, CWA Sections 402(p)(2)(E) and 402(p)(6) and implementing regulations at 40 CFR 122.26 (a)(9)(i)(D) provide that the EPA Regional Administrator may designate additional storm water discharges as requiring NPDES permits where he determines that the discharge, or category of discharges within a geographic area, contributes to a violation of a water quality standard or is a significant contributor of pollutants to waters of the United States.

The EPA Regional Administrator for the New England Region has made a preliminary determination pursuant to Section 402(p) of the Clean Water Act and 40 CFR 122.26 (9)(i)(D) that storm water controls and NPDES permits are needed for discharges to waters of the United States from impervious surfaces equal to or greater than one acre in the Long Creek watershed located in South Portland, Westbrook, Scarborough, and Portland, Maine. Details of the preliminary determination are available in the preliminary residual designation document. This document may be viewed on the EPA New England Regional Office's Web page <http://www.epa.gov/region01/npdes/stormwater/assets/pdfs/LongCreekRD.pdf> and at <http://www.regulations.gov>. Ancillary materials may be viewed at the EPA New England Regional Office's Web page <http://www.epa.gov/region01/npdes/stormwater/index.html>.