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*Comment Date:* January 28, 2009.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-541 Filed 1-13-09; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP09-36-000 PF08-13-000]

#### Southern Natural Gas Company; Notice of Application

January 7, 2009.

Take notice that on December 15, 2008, Southern Natural Gas Company (Southern), P.O. Box 2563, Birmingham, Alabama 35202-2563, filed in the above referenced docket an application pursuant to sections 7(b) and 7(c) of the Natural Gas Act (NGA) and Part 157 of the Commission’s regulations for a certificate of public convenience and necessity authorizing the construction, installation, and operation of certain pipeline, compression, measurement, interconnection, and appurtenant facilities in the states of Alabama, Mississippi, and Georgia, and the abandonment and replacement of certain other sections of its pipeline system in the state of Georgia (SSEIII Project), all as more fully set forth in the application which is on file with the Commission and open to public inspection. The filing 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 at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call toll-free, (886) 208-3676 or TTY, (202) 502-8659.

Specifically, Southern proposes to: (a) Construct 65.35 miles of pipeline loop, (b) replace 22.6 miles of pipeline with larger diameter pipeline; and (c) install 17,310 horsepower of compression at existing compressor stations in order to

provide an additional 375,000 Dth/day of firm transportation for Southern Company Services to provide fuel for Georgia Power Company’s Plant McDonough electric generation facility in Cobb County, Georgia. Southern estimates that the proposed facilities will cost approximately \$352 million and proposes to recover the costs through a new levelized incremental rate under its FERC Gas Tariff Rate Schedule FT. Southern proposes to construct the SSEIII Project in three phases. Phase I will consist of one new meter station, looping of one pipeline segment, and abandonment and replacement of one pipeline segment, with the meter station to be completed and in service on May 1, 2010, and the pipeline segments to be completed and in service on January 1, 2011. Phase II will consist of modifications at one of Southern’s existing compressor stations and looping of two pipeline segments, all to be completed and in service on June 1, 2011. Finally, Phase III will consist of modifications at one of Southern’s existing compressor stations, looping of two pipeline segments, and abandonment and replacement of one pipeline segment, all to be completed and in service on June 1, 2012.

Any questions concerning this application may be directed to John C. Griffin, Senior Counsel, Southern Natural Gas Company, P.O. Box 2563, Birmingham, Alabama 35202-2563 at (205) 325-7133.

On March 14, 2008, the Commission staff granted Southern’s request to utilize the Pre-Filing Process and assigned Docket No. PF08-13-000 to staff activities involved in the SSEIII Project. Now as of the filing of the December 15, 2008 application, the Pre-Filing Process for this project has ended. From this time forward, this proceeding will be conducted in Docket No. CP09-36-000, as noted in the caption of this Notice.

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 stated below 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 in the proceeding with the Commission and must mail a copy to the applicant and to every other party. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission’s rules require that persons filing comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Persons who wish to comment only on the environmental review of this project should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commentors 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 commentors will not be required to serve copies of filed documents on all other parties. However, the non-party commentors 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 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, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* January 28, 2009.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-540 Filed 1-13-09; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL08-80-002]

#### **Corporation Commission of the State of Oklahoma v. American Electric Power Company, Inc., American Electric Power Service Corporation, and Public Service Company of Oklahoma; Notice of Filing**

January 7, 2009.

Take notice that on December 29, 2008, American Electric Power Service Corporation submitted an amendment to the West Agreement in compliance with the Commission's November 26, 2008 Order on Complaint, 125 FERC ¶ 61,237 (2008).

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. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant and all the parties in this proceeding.

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

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*Comment Date:* 5 p.m. Eastern Time on January 20, 2009.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-542 Filed 1-13-09; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP01-415-019]

#### **East Tennessee Natural Gas, LLC; Notice of Motion To Vacate Certificate in Part**

January 7, 2009.

Take notice that on December 23, 2008, East Tennessee Natural Gas, LLC (East Tennessee), 5400 Westheimer Court, Houston, Texas 77056-5310, filed in Docket No. CP01-415-019, a motion to vacate a portion of the certificate authority granted on November 20, 2002, (November 20 Order)<sup>1</sup> allowing East Tennessee (a) to construct and operate 93.6 miles of new mainline pipeline, 82.3 miles of pipeline looping, a new 7-mile lateral pipeline, and five new compressor stations; (b) modify nine existing compressor stations; and (c) to uprate 76.7 miles of pipeline (Patriot Project). East Tennessee states that because Henry County Power, LLC and Duke Energy Wythe, LLC, do not plan to proceed with the construction of natural gas fired electric generation facilities, East Tennessee no longer plans to construct and operate associated facilities authorized by the Commission in the November 20 Order. East Tennessee has reduced the scope of the Patriot Project facilities authorized by the Commission and has completed the construction of only those facilities required to serve shippers that require firm transportation service.

Specifically, East Tennessee requests that the Commission vacate the authority previously granted in the November 20 Order to construct:

- (1) 7.04 miles of 16-inch lateral pipeline in Rockingham County, North Carolina, and Pittsylvania and Henry Counties, Virginia;
- (2) 8.96 miles of 24-inch pipeline loop (Loop C) in Knox County, Tennessee;

<sup>1</sup> *East Tennessee Natural Gas, LLC*, 101 FERC ¶ 61,188 (2002) ("November 20 Order"), *order on reh'g*, 102 FERC ¶ 61,225 (2003).

(3) 8.74 miles of 20-inch pipeline loop (TVA Loop 3) in Moore and Franklin Counties, Tennessee;

(4) 4.12 miles of 20-inch pipeline loop (Loop 2) in Franklin and Grundy Counties, Tennessee;

(5) 6.08 miles of 20-inch pipeline loop (Loop 3A) in Sequatchie and Hamilton Counties, Tennessee;

(6) 6.06 miles of uprated pipeline (part of Uprate C) in Roane County, Tennessee;

(7) 5.44 miles of uprated pipeline (TVA Uprate) in Franklin County, Tennessee;

(8) 14.87 miles of uprated pipeline (Uprate D) in Hamilton County, Tennessee;

(9) 7.0 miles of uprated pipeline (Uprate 2) in Grundy County, Tennessee;

(10) 18.65 miles of uprated pipeline (Uprate L) in Greene and Washington Counties, Tennessee;

(11) New compressor station 3212 in Hamilton County, Tennessee;

(12) New compressor station 3303 in Jefferson County, Tennessee;

(13) Additional compression at compressor stations 3110, 3206, 3308, and 3309 in Morgan, Marshal, and Sullivan Counties, Tennessee;

(14) Replacement of the aerodynamic assembly at compressor stations 3206, 3209, and 3309 in Marshal, Franklin, and Sullivan Counties, Tennessee;

(15) DENA Wythe meter station in Wythe County, Virginia;

(16) Henry County meter station in Henry County, Virginia.

The motion is on file with the Commission and open for public inspection. This motion 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, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659.

Any questions concerning this motion to vacate may be directed to Christine M. Pallenik, Associate General Counsel, East Tennessee Natural Gas, LLC, P.O. Box 1642, Houston, Texas 77251-1642, or via telephone at (713) 627-5241.

There are two ways to become involved in the Commission's review of East Tennessee's request. 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 stated below, file with the Federal Energy Regulatory