

Oregon State Marine Board, Oregon Department of Fish and Wildlife, and the Oregon Parks and Recreation Department. The Oregon State Marine Board provided comments on the application.

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 excluding the last three digits in the docket number field (P-2496) 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 1-866-208-3372 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 (h) 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", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers (P-2496-194). All documents (original and eight copies) should be filed with: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the

Applicant specified in the particular application.

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.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-1890 Filed 1-28-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. QF90-196-002]

#### Formosa Plastic Corp, Louisiana; Notice of Application for Commission Certification of Qualifying Status of a Cogeneration Facility

January 23, 2009.

Take notice that on December 11, 2008, Formosa Plastics Corp, Louisiana, located in Baton Rouge Louisiana on Gulf States Road filed with the Federal Energy Regulatory Commission an application for certification of a facility as a qualifying cogeneration facility pursuant to 18 CFR 292.207(b) of the Commission's regulations.

Formosa Plastics operates a topping-cycle cogeneration facility in which gas is used as the source of fuel to two General Electric flame Six Gas Turbines and to supplemental firing in the associated Heat Recovery Boilers. The power production capacity of the facility is 94,000 kw at 80 °F ambient conditions. Formosa's mailing address is P.O. Box 271, Baton Rouge, LA. 70821-0271.

Formosa Plastics is connected to the electrical grid through Entergy-Gulf States. Entergy—Gulf States furnishes electricity to Formosa Plastics' Baton Rouge site primarily for the purpose of providing "standby maintenance" and "emergency" power. Entergy-Gulf States provides this service through "General Service" and "Standby/Maintenance" utility contracts.

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 comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. 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 February 6, 2009.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-1892 Filed 1-28-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 420-069]

#### Ketchikan Public Utilities; Notice of Amendment of License and Soliciting Comments, Motions To Intervene, and Protests

January 23, 2009.

Take notice that the following application has been filed with the

Commission and is available for public inspection:

a. *Application Type*: Amendment of License (Modify Project Operation).

b. *Project No.*: 420-069.

c. *Date filed*: November 17, 2008.

d. *Applicant*: Ketchikan Public Utilities.

e. *Name of Project*: Ketchikan Lakes Hydroelectric Project.

f. *Location*: The project is located on Ketchikan Creek and Granite Basin Creek, partially within the City of Ketchikan, in Ketchikan Gateway Borough, Alaska. The Project is located on federal lands within the Tongass National Forest.

g. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791(a)-825(r) and 799 and 801.

h. *Applicant Contact*: Ms. Jennifer Soderstrom, Ketchikan Public Utilities, 2930 Tongass Avenue, Ketchikan, AK 99901, (907) 228-4733.

i. *FERC Contact*: Tom Papsidero at 202-502-6002, or e-mail [thomas.papsidero@ferc.gov](mailto:thomas.papsidero@ferc.gov).

j. *Deadline for filing comments and or motions*: February 24, 2009.

All documents (original and eight copies) should be filed with: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Please include the project number (P-420-069) on any comments or motions filed. 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 under the "e-Filing" link. The Commission strongly encourages e-filings.

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 whose name appears on 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 Application*: The licensee requests Commission approval to modify the project operation to (1) Reduce the minimum emergency flow release to Ketchikan Creek required under article 405; (2) change the way ramping rates are measured, as currently required under article 407, to define

ramping rate limits in terms of plant discharge; and (3) consult with fish and wildlife agency representatives regarding the need for an annual project review meeting, currently required under article 413.

l. *Location of 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 excluding the last three digits 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 email 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 (h) above.

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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.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-1891 Filed 1-28-09; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2157-167-Washington]

#### Snohomish County; Public Utility District No. 1; Notice of Designation of Commission Staff as Non-Decisional

January 22, 2009.

Commission staff member Bob Easton (Office of Energy Projects, 202-502-6045; [robert.easton@ferc.gov](mailto:robert.easton@ferc.gov)) is designated as "non-decisional" staff and assigned to participate in settlement discussions and provide guidance on the Commission's policies and authorities for the Jackson Hydroelectric Project in the above-referenced proceeding.

As "non-decisional" staff, Mr. Easton will not participate in an advisory capacity in the Commission's review of any offer of settlement or settlement agreement, or deliberations concerning the disposition of the relicense application in the above-referenced proceeding.

Different Commission "advisory staff" will be assigned to review any offer of settlement or settlement agreement, and to process the relicense application, including providing advice to the Commission with respect to the agreement and the application. Non-decisional staff and advisory staff are prohibited from communicating with one another concerning the merits of the settlement and the relicense application.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-1912 Filed 1-28-09; 8:45 am]

**BILLING CODE 6717-01-P**