

**DEPARTMENT OF ENERGY****Federal Energy Regulatory  
Commission****[Docket No. RP08–591–000]****Equitrans, L.P.; Notice of Technical  
Conference**

January 23, 2009.

Take notice that the Commission Staff will convene a technical conference in the above-referenced proceedings on Wednesday, January 28, 2009, at 10 a.m. (EST), in a room to be designated at the offices of the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

On August 29, 2008, Equitrans, L.P. (Equitrans) filed tariff sheets to establish a new Tennessee Capacity Surcharge Tracker to recover reservation charges incurred by Equitrans under a Gas Transportation Agreement with Tennessee Gas Pipeline Company (Tennessee) and establish rules and procedures for Equitrans's shippers to utilize the Tennessee capacity. On September 30, 2008, the Commission accepted and suspended Equitrans's proposed tariff sheets, to become effective October 1, 2008, subject to refund and conditions, and further review.<sup>1</sup> Following the Commission's September 30th Order, Commission Staff issued two data requests to which Equitrans responded. On January 6, 2009, after its second response, Equitrans filed a motion for a technical conference to clarify and resolve issues raised by Commission Staff in the data requests before Commission Staff makes a recommendation to the Commission. During the technical conference, Commission Staff and interested persons will have the opportunity to discuss all of the issues raised by Equitrans's filing.

FERC conferences are accessible under section 508 of the Rehabilitation Act of 1973. For accessibility accommodations please send an e-mail to [accessibility@ferc.gov](mailto:accessibility@ferc.gov) or call toll free (866) 208–3372 (voice) or (202) 502–8659 (TTY), or send a fax to (202) 208–2106 with the required accommodations.

All interested persons are permitted to attend. For further information please contact Anna Fernandez at (202) 502–

6682 or e-mail  
[Anna.Fernandez@ferc.gov](mailto:Anna.Fernandez@ferc.gov).

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

[FR Doc. E9–1888 Filed 1–28–09; 8:45 am]

**BILLING CODE 6717–01–P****ENVIRONMENTAL PROTECTION  
AGENCY****[Petition IV–2003–2; FRL–8769–3]****Clean Air Act Operating Permit  
Program; Petition for Objection to  
State Operating Permit for  
Thoroughbred Generating Company,  
LLC—Thoroughbred Generating  
Station; Central City (Muhlenberg  
County), KY****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of final order on petition to object to a state operating permit.

**SUMMARY:** Pursuant to Clean Air Act section 505(b)(2) and 40 CFR 70.8(d), the EPA Administrator signed an Order, dated January 8, 2009, denying a petition to object to a state operating permit issued by the Kentucky Division for Air Quality (KDAQ) to Thoroughbred Generating Company, LLC—Thoroughbred Generating Station (TGS) located near Central City, Muhlenberg County, Kentucky. This Order constitutes final action on the petition submitted by the Natural Resources Defense Council, Sierra Club, Valley Watch, the National Parks Conservation Association, the Ohio Valley Environmental Coalition, and Elizabeth and Hannah Crowe (Petitioners) on January 24, 2003. Pursuant to section 505(b)(2) of the Clean Air Act (the Act), any person may seek judicial review of the Order in the United States Court of Appeals for the appropriate circuit within 60 days of this notice under section 307(b) of the Act.

**ADDRESSES:** Copies of the final Order, the petition, and all pertinent information relating thereto are on file at the following location: EPA Region 4, Air, Pesticides and Toxics Management Division, 61 Forsyth Street, SW., Atlanta, Georgia 30303–8960. The final Order is also available electronically at the following address: [http://www.epa.gov/region7/programs/artd/air/title5/petitiondb/petitions/thoroughbred\\_decision2003.pdf](http://www.epa.gov/region7/programs/artd/air/title5/petitiondb/petitions/thoroughbred_decision2003.pdf).

**FOR FURTHER INFORMATION CONTACT:** Art Hofmeister, Air Permits Section, EPA Region 4, at (404) 562–9115 or [hofmeister.art@epa.gov](mailto:hofmeister.art@epa.gov).

**SUPPLEMENTARY INFORMATION:** The Act affords EPA a 45-day period to review and, as appropriate, to object to operating permits proposed by state permitting authorities under title V of the Act, 42 U.S.C. 7661–7661f. Section 505(b)(2) of the Act and 40 CFR 70.8(d) authorize any person to petition the EPA Administrator to object to a title V operating permit within 60 days after the expiration of EPA's 45-day review period if EPA has not objected on its own initiative. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided by the state, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or the grounds for the issues arose after this period.

Petitioners submitted a petition on January 24, 2003, requesting that EPA object to a state title V operating permit issued by KDAQ to TGS. However, on December 15, 2008, Thoroughbred Generating Company relinquished the permit at issue in the petition. Therefore, on January 8, 2009, the Administrator issued an Order denying the petition as moot since no permit about which EPA could object existed. The Order further explains EPA's rationale for denying the petition.

Dated: January 20, 2009.

**J.I. Palmer, Jr.,***Regional Administrator, Region 4.*

[FR Doc. E9–1918 Filed 1–28–09; 8:45 am]

**BILLING CODE 6560–50–P****ENVIRONMENTAL PROTECTION  
AGENCY****[FRL–8769–4]****Science Advisory Board Staff Office;  
Notification of Upcoming Meeting of  
the Science Advisory Board Expert  
Elicitation Advisory Panel****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency (EPA or Agency) Science Advisory Board (SAB) Staff Office announces a public meeting of the Science Advisory Board Expert Elicitation Advisory Panel to review EPA's draft *Expert Elicitation Task Force White Paper*.

**DATES:** The meeting dates are Wednesday, February 25, 2009 from 9 a.m. to 5:30 p.m. through Thursday, February 26, 2009 from 9 a.m. to 1 p.m. (Eastern Time).

<sup>1</sup> *Equitrans, L.P.*, 124 FERC ¶ 61,310 (2008) (September 30th Order).

**ADDRESSES:** The meeting will be held in the SAB Conference Center, located at 1025 F Street, NW., Room 3705, Washington, DC 20004.

**FOR FURTHER INFORMATION CONTACT:** Members of the public who wish to obtain further information about this meeting may contact Dr. Angela Nugent, Designated Federal Officer (DFO). Dr. Nugent may be contacted at the EPA Science Advisory Board (1400F), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; or via telephone/voice mail; (202) 343-9981; fax (202) 233-0643; or e-mail at [nugent.angela@epa.gov](mailto:nugent.angela@epa.gov). General information about the EPA SAB, as well as any updates concerning the meeting announced in this notice, may be found on the SAB Web site at <http://www.epa.gov/sab>.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Federal Advisory Committee Act, Public Law 92-463, notice is hereby given that the SAB Expert Elicitation Advisory Panel will hold a public meeting to review EPA's draft *Expert Elicitation Task Force White Paper*. The SAB was established by 42 U.S.C. 4365 to provide independent scientific and technical advice to the Administrator on the technical basis for Agency positions and regulations. The SAB is a Federal Advisory Committee chartered under the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C., App. The SAB will comply with the provisions of FACA and all appropriate SAB Staff Office procedural policies.

*Background:* EPA's Science Policy Council (SPC) formed the Expert Elicitation Task Force in April of 2005 to initiate a thorough discussion of Expert Elicitation, and to investigate how to conduct and use this method to support EPA regulatory and non-regulatory analyses and decision-making. The Task Force, with representation across EPA program offices and Regions, developed the *Expert Elicitation Task Force White Paper*. The White Paper discusses the potential utility of using expert elicitation to support EPA regulatory and non-regulatory analyses and decision-making, provides recommendations for expert elicitation "good practices" based on a review of the literature and actual experience within EPA and other federal agencies and describes steps for a broader application across EPA. EPA's Office of the Science Advisor has requested SAB review of EPA's draft *Expert Elicitation Task Force White Paper* to provide advice regarding the potential usefulness of expert elicitation, how to

strengthen the scientific basis for its use, and the implications for possible implementation at EPA.

EPA's Science Advisory Board Staff Office formed the SAB Expert Elicitation Advisory Panel after announcing the advisory activity in the **Federal Register** on June 28, 2007 (72 FR 35463-35465) and requesting nominations of experts. Information on the panel and the advisory activities can be found on the SAB Web site at [http://yosemite.epa.gov/sab/sabproduct.nsf/fedrgstr\\_activites/Expert%20Elicitation%20White%20Paper?OpenDocument](http://yosemite.epa.gov/sab/sabproduct.nsf/fedrgstr_activites/Expert%20Elicitation%20White%20Paper?OpenDocument). Availability of Meeting Materials: EPA's draft *Expert Elicitation Task Force White Paper* will be posted on the EPA Office of Science Advisor Web site at <http://www.epa.gov/osa/spc/expertelicitation>. The EPA technical contact for the draft *Expert Elicitation Task Force White Paper* is Mr. Robert Hetes, EPA Office of Research and Development. Mr. Hetes may be contacted by telephone at (919) 541-1589, or via e-mail at [hetes.bob@epa.gov](mailto:hetes.bob@epa.gov). The agenda and other material for the upcoming public meeting will be posted on the SAB Web site at <http://www.epa.gov/sab>.

*Procedures for Providing Public Input:* Interested members of the public may submit relevant written or oral information for the SAB Panel to consider on the topics included in this advisory activity and/or group conducting the activity. *Oral Statements:* In general, individuals or groups requesting an oral presentation at a public meeting will be limited to five minutes per speaker, with no more than a total of one hour for all speakers. Interested parties should contact Dr. Nugent, DFO, in writing (preferably via e-mail) at the contact information noted above, by February 18, 2009 to be placed on a list of public speakers for the meeting. *Written Statements:* Written statements should be received in the SAB Staff Office by February 18, 2009 so that the information may be made available to the SAB Panel members for their consideration. Written statements should be supplied to the DFO in the following formats: one hard copy with original signature, and one electronic copy via e-mail (acceptable file format: Adobe Acrobat PDF, WordPerfect, MS Word, MS PowerPoint, or Rich Text files in IBM-PC/Windows 98/2000/XP format). Submitters are asked to provide versions of each document submitted with and without signatures, because the SAB Staff Office does not publish documents with signatures on its Web sites.

*Accessibility:* For information on access or services for individuals with

disabilities, please contact Dr. Nugent at the phone number or e-mail address noted above, preferably at least ten days prior to the meeting to give EPA as much time as possible to process your request.

Dated: January 23, 2009.

**Anthony F. Maciorowski,**

*Deputy Director, EPA Science Advisory Board Staff Office.*

[FR Doc. E9-1919 Filed 1-28-09; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL MARITIME COMMISSION

### Notice of Agreements Filed

The Commission hereby gives notice of the filing of the following agreements under the Shipping Act of 1984. Interested parties may submit comments on agreements to the Secretary, Federal Maritime Commission, Washington, DC 20573, within ten days of the date this notice appears in the **Federal Register**. Copies of agreements are available through the Commission's Web site (<http://www.fmc.gov>) or contacting the Office of Agreements at (202) 523-5793 or [tradeanalysis@fmc.gov](mailto:tradeanalysis@fmc.gov).

*Agreement No.:* 012044-001.

*Title:* MOL/CMA CGM Slot Charter Agreement.

*Parties:* CMA CGM, S.A. and Mitsui O.S.K. Lines, Ltd.

*Filing Party:* Robert B. Yoshitomi, Esq.; Nixon Peabody, LLP; Gas Company Tower; 555 West Fifth Street, 46th Floor; Los Angeles, CA 90013.

*Synopsis:* The amendment adds the ports of Seattle and Tacoma to the geographic scope of the agreement.

*Agreement No.:* 012061.

*Title:* CMA CGM/Maersk Line Space Charter, Sailing and Cooperative Working Agreement Western Mediterranean-U.S. East Coast.

*Parties:* CMA CGM, S.A. and A.P. Moller-Maersk A/S.

*Filing Party:* Wayne R. Rohde, Esq.; Sher and Blackwell, LLP; 1850 M Street, NW.; Suite 900; Washington, DC 20036.

*Synopsis:* The agreement authorizes the parties to share vessel space in the trade between U.S. East Coast ports and ports in the Western Mediterranean.

*Agreement No.:* 201200.

*Title:* Houston Marine Terminal Operators/Freight Handlers Agreement.

*Parties:* Ceres Gulf, Inc.; Chaparral Stevedoring Company of Texas, Inc.; CT Stevedoring, Inc. dba Cooper/T. Smith Stevedoring Co.; Ports America Texas, Inc.; GP Terminals, LLC; Shippers Stevedoring Company; and SSA Gulf, Inc.

*Filing Party:* Deanna E. Rose, Esq.; Manelli Denison and Selter, PLLC; 2000