

## 947TH—MEETING, REGULAR MEETING, APRIL 16, 2009, 10 A.M.—Continued

| Item No.   | Docket No.                                     | Company   |
|------------|--|---|
| E-2 .....  | ER08-394-007, ER08-394-009 .....               | Midwest Independent Transmission System Operator, Inc.  |
| E-3 .....  | OMITTED .....                                  |   |
| E-4 .....  | OMITTED .....                                  |   |
| E-5 .....  | ER09-467-000 .....                             | ISO New England Inc.                                    |
| E-6 .....  | OMITTED .....                                  |   |
| E-7 .....  | ER09-149-002 .....                             | Southwest Power Pool, Inc.                              |
| E-8 .....  | ER09-14-002 .....                              | NSTAR Electric Company.                                 |
| E-9 .....  | ER07-521-006, ER07-521-007, ER07-521-008 ..... | New York Independent System Operator, Inc.              |
| E-10 ..... | EL09-11-000 .....                              | Interstate Power and Light Company v. ITC Midwest, LLC. |

## GAS

|           |  |  |
|-----------|--|--|
| G-1 ..... | RM08-1-003, RM07-4-000, RM06-21-000 .....                | Promotion of a More Efficient Capacity Release Market. |
| G-2 ..... | IS07-75-001, IS08-78-001, IS07-75-002, IS08-78-002 ..... | BP Pipelines (Alaska) Inc.                             |
|           | IS07-56-001, IS08-62-001, IS07-56-002, IS08-62-002 ..... | ConocoPhillips Transportation Alaska, Inc.             |
|           | IS07-55-001, IS08-65-001, IS07-55-002, IS08-65-002 ..... | ExxonMobil Pipeline Company.                           |
|           | IS07-48-002, IS08-64-001, IS07-48-003, IS08-64-002 ..... | Koch Alaska Pipeline Company LLC.                      |
|           | IS07-41-001, IS08-53-001, IS07-41-002, IS08-53-002 ..... | Unocal Pipeline Company.                               |

## CERTIFICATES

|           |                    |  |
|-----------|--------------------|--|
| C-1 ..... | CP95-35-001 .....  | EcoEléctrica, L.P.                           |
| C-2 ..... | CP08-158-000 ..... | Williston Basin Interstate Pipeline Company. |
| C-3 ..... | CP08-467-000 ..... | Texas Gas Transmission, LLC.                 |

**Kimberly D. Bose,**  
Secretary.

A free webcast of this event is available through <http://www.ferc.gov>. Anyone with Internet access who desires to view this event can do so by navigating to [www.ferc.gov](http://www.ferc.gov)'s Calendar of Events and locating this event in the Calendar. The event will contain a link to its webcast. The Capitol Connection provides technical support for the free webcasts. It also offers access to this event via television in the DC area and via phone bridge for a fee. If you have any questions, visit <http://www.CapitolConnection.org> or contact Danelle Springer or David Reininger at 703-993-3100.

Immediately following the conclusion of the Commission Meeting, a press briefing will be held in the Commission Meeting Room. Members of the public may view this briefing in the designated overflow room. This statement is intended to notify the public that the press briefings that follow Commission meetings may now be viewed remotely at Commission headquarters, but will not be telecast through the Capitol Connection service.

[FR Doc. E9-8565 Filed 4-10-09; 11:15 am]

BILLING CODE 6717-01-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8791-8]

### Proposed Consent Decree, Clean Air Act Citizen Suit

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of proposed consent decree; request for public comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended ("Act"), 42 U.S.C. 7413(g), notice is hereby given of a proposed consent decree to address a lawsuit filed by Sierra Club, the Center for Biological Diversity, Preston Forsythe, and Dr. Hilary Lambert (collectively "Plaintiffs") in the United States District Court for the District of Columbia: *Sierra Club, et al. v. Jackson*, No. 1:08-cv-01999 (D.D.C.). Plaintiffs filed a deadline suit to compel the Administrator to respond to an administrative petition seeking EPA's objection to a CAA Title V operating permit issued by the Kentucky Department of Environmental Protection to the Tennessee Valley Authority's Paradise Fossil Plant, in Drakesboro, Kentucky ("TVA Paradise"). Under the terms of the proposed consent decree, EPA has agreed to respond to the petition by June 13, 2009.

**DATES:** Written comments on the proposed consent decree must be received by *May 14, 2009*.

**ADDRESSES:** Submit your comments, identified by Docket ID number EPA-

HQ-OGC-2009-0244, online at <http://www.regulations.gov> (EPA's preferred method); by e-mail to [oei.docket@epa.gov](mailto:oei.docket@epa.gov); by mail to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD-ROM should be formatted in Word or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

**FOR FURTHER INFORMATION CONTACT:** Gautam Srinivasan, Air and Radiation Law Office (2344A), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone: (202) 564-5647; fax number (202) 564-5603; e-mail address: [srinivasan.gautam@epa.gov](mailto:srinivasan.gautam@epa.gov).

#### SUPPLEMENTARY INFORMATION:

#### I. Additional Information About the Proposed Consent Decree

This proposed consent decree would address a lawsuit seeking a response to an administrative petition to object to a CAA Title V permit issued by the Kentucky Department of Environmental Protection to the Tennessee Valley Authority's Paradise Fossil Plant, in Drakesboro, Kentucky ("TVA

Paradise”). Under the proposed consent decree, EPA has agreed to respond to the petition by June 13, 2009. If despite best efforts EPA cannot meet the June 13, 2009 deadline, the proposed decree states that the deadline may be extended by up to 30 days by stipulation of the Plaintiffs and EPA. The proposed consent decree further states that EPA shall expeditiously deliver notice of such action on the TVA Paradise permit to the Office of the Federal Register for prompt publication and, if EPA’s response contains an objection in whole or in part, transmit within 15 business days following signature the response to the Kentucky Environment and Public Protection Cabinet, Department for Environmental Protection, Division of Air Quality.

For a period of thirty (30) days following the date of publication of this notice, the Agency will accept written comments relating to the proposed consent decree from persons who were not named as parties or intervenors to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, based on any comment submitted, that consent to this consent decree should be withdrawn, the terms of the decree will be affirmed.

## II. Additional Information About Commenting on the Proposed Consent Decree

### A. How Can I Get a Copy of the Consent Decree?

The official public docket for this action (identified by Docket ID No. EPA–HQ–OGC–2009–0244) contains a copy of the proposed consent decree. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the OEI Docket is (202) 566–1752.

An electronic version of the public docket is available through <http://www.regulations.gov>. You may use the <http://www.regulations.gov> to submit or view public comments, access the index listing of the contents of the official

public docket, and to access those documents in the public docket that are available electronically. Once in the system, select “search,” then key in the appropriate docket identification number.

It is important to note that EPA’s policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing online at <http://www.regulations.gov> without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. Information claimed as CBI and other information whose disclosure is restricted by statute is not included in the official public docket or in the electronic public docket. EPA’s policy is that copyrighted material, including copyrighted material contained in a public comment, will not be placed in EPA’s electronic public docket but will be available only in printed, paper form in the official public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the EPA Docket Center.

### B. How and to Whom Do I Submit Comments?

You may submit comments as provided in the **ADDRESSES** section. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked “late.” EPA is not required to consider these late comments.

If you submit an electronic comment, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment and with any disk or CD-ROM you submit. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. Any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA’s electronic public docket. 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.

Use of the <http://www.regulations.gov> Web site to submit comments to EPA electronically is EPA’s preferred method for receiving comments. The electronic

public docket system is an “anonymous access” system, which means EPA will not know your identity, e-mail address, or other contact information unless you provide it in the body of your comment. In contrast to EPA’s electronic public docket, EPA’s electronic mail (e-mail) system is not an “anonymous access” system. If you send an e-mail comment directly to the Docket without going through <http://www.regulations.gov>, your e-mail address is automatically captured and included as part of the comment that is placed in the official public docket, and made available in EPA’s electronic public docket.

Dated: April 8, 2009.

**Richard B. Ossias,**

*Associate General Counsel.*

[FR Doc. E9–8485 Filed 4–13–09; 8:45 am]

**BILLING CODE 6560–50–P**

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## FEDERAL RESERVE SYSTEM

### Change in Bank Control Notices, Acquisition of Shares of Bank or Bank Holding Companies; Correction

This notice corrects a notice (FR Doc. E8–7920) published on page 15982 of the issue for Wednesday, April 8, 2009.

Under the Federal Reserve Bank of Richmond heading, the entry for David L. Sokol, Omaha, Nebraska, is revised to read as follows:

**A. Federal Reserve Bank of Richmond** (A. Linwood Gill, III, Vice President) 701 East Byrd Street, Richmond, Virginia 23261-4528:

1. *David L. Sokol as trustee of the David L. Sokol Revocable Trust*, Omaha, Nebraska; to acquire voting shares of Middleburg Financial Corporation, and thereby indirectly acquire voting shares of Middleburg Bank, both of Middleburg, Virginia.

Comments on this application must be received by April 21, 2009.

Board of Governors of the Federal Reserve System, April 9, 2009.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

[FR Doc. E9–8476 Filed 4–13–09; 8:45 am]

**BILLING CODE 6210–01–S**

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Health Resources and Services Administration

#### Notice of Non-competitive Replacement Award

**AGENCY:** Health Resources and Services Administration, HHS.