

**Correction Factor = (Anti-sweat Heater Power × System-loss Factor) × (24 hours/1 day) × (1 kW/1000 W)**

Continue by calculating the national average power in watts used by the anti-sweat heaters. This is done by totaling the product of constants A1–A10 multiplied by the respective heater watts used by a refrigerator operating in the median percent relative humidity for that band and the following standard refrigerator conditions:

- ambient temperature of 72 °F;
- fresh food (FF) average temperature of 45 °F; and
- freezer (FZ) average temperature of 5 °F.

$$\begin{aligned} \text{Anti-sweat Heater Power} = & A1 * (\text{Heater Watts at 5\% RH}) + A2 * \\ & (\text{Heater Watts at 15\% RH}) + A3 * \\ & (\text{Heater Watts at 25\% RH}) + A4 * \\ & (\text{Heater Watts at 35\% RH}) + A5 * \\ & (\text{Heater Watts at 45\% RH}) + A6 * \\ & (\text{Heater Watts at 55\% RH}) + A7 * \\ & (\text{Heater Watts at 65\% RH}) + A8 * \\ & (\text{Heater Watts at 75\% RH}) + A9 * \\ & (\text{Heater Watts at 85\% RH}) + A10 * \\ & (\text{Heater Watts at 95\% RH}) \end{aligned}$$

As explained above, bands A1–A10 were selected as representative of humidity conditions in all U.S. households. Utilizing such weighed bands will allow the calculation of the national average energy consumption for each product.

Based on the above, Electrolux proposes to test its new models as if the test procedure were modified to calculate the energy of the unit with the anti-sweat heaters in the on position as equal to the energy of the unit tested with the anti-sweat heaters in the off position plus the Anti-Sweat Heater Power times the System Loss Factor (expressed in KWH/YR).

## II. Application for Interim Waiver

Pursuant to Department regulations, the Assistant Secretary will grant an Interim Waiver “if it is determined that the applicant will experience economic hardship if the Application for Interim Waiver is denied, if it appears likely that the Petition for Waiver will be granted, and/or the Assistant Secretary determines that it would be desirable for public policy reasons to grant immediate relief pending a determination on the Petition for Waiver.”<sup>8</sup>

Although Electrolux would not experience economic hardship without a waiver of the test procedures—indeed, the alternate test procedure imposes an energy penalty—the DOE letter granting the Electrolux Interim Waiver recognized that:

\* \* \* public policy would favor granting Electrolux an Interim Waiver, pending determination of the Petition for Waiver. On February 27, 2008, DOE granted the General Electric Company (“GE”) a waiver from the refrigerator-freezer test procedure because it takes neither ambient humidity nor adaptive technology into account. 73 FR 10425. The test procedure would not accurately represent the energy consumption of refrigerator-freezers containing relative humidity sensors and adaptive control anti-sweat heaters. This argument is equally applicable to Electrolux, which has products containing similar relative humidity sensors and anti-sweat heaters. Electrolux is seeking a very similar waiver to the one DOE granted to GE, with the same alternate test procedure, and it is very likely Electrolux’s Petition for Waiver will be granted.

As Electrolux noted in its November 6, 2008, Petition for Waiver and Application for Interim Waiver, the Company could have designed its adaptive anti-sweat system so that the anti-sweat heaters showed no impact during energy testing. However, like GE and Whirlpool Corporation, Electrolux is following the intent of the regulations to more accurately represent the energy consumed by the new refrigerators when used in the home. Moreover, the adaptive anti-sweat system in the Electrolux models referenced above is identical or similar to those addressed by the March 3, 2009 Interim Waiver granted to Electrolux by the Department, and June 4, 2009, Federal Register notice.<sup>9</sup> Accordingly, Electrolux respectfully submits that sufficient grounds exist for the Assistant Secretary to grant the Electrolux Application for Interim Waiver.

## III. Conclusion

Electrolux urges the Assistant Secretary to grant its Petition for Waiver and Application for Interim Waiver to allow Electrolux to test its new refrigerator models as noted above. Granting Electrolux’s Petition for Waiver will encourage the introduction of advanced technologies while providing proper consideration of energy consumption.

## IV. Affected Persons

Primarily affected persons in the refrigerator-freezer category include BSH Home Appliances Corp. (Bosch-Siemens Hausgerate GmbH), Equator, Fisher & Paykel Appliances Inc., GE Appliances, Haier America Trading, L.L.C., Heartland Appliances, Inc.,

Liebherr Hausgerate, LG Electronics Inc., Northland Corporation, Samsung Electronics America, Inc., Sanyo Fisher Company, Sears, Sub-Zero Freezer Company, U-Line, Viking Range, W. C. Wood Company, and Whirlpool Corporation. The Association of Home Appliance Manufacturers is also generally interested in energy efficiency requirements for appliances. Electrolux will notify all these entities as required by the Department’s rules and provide them with a version of this Petition.

Sincerely,

Sheila A. Millar

cc: Michael Raymond, DOE Office of Energy Efficiency and Renewable Energy

[FR Doc. E9–29787 Filed 12–14–09; 8:45 am]

BILLING CODE 6450–01–P

## DEPARTMENT OF ENERGY

### Environmental Management Site-Specific Advisory Board, Portsmouth

**AGENCY:** Department of Energy (DOE).

**ACTION:** Notice of open meeting.

**SUMMARY:** This notice announces a meeting of the Environmental Management Site-Specific Advisory Board (EM SSAB), Portsmouth. The Federal Advisory Committee Act (Pub. L. 92–463, 86 Stat. 770) requires that public notice of this meeting be announced in the **Federal Register**.

**DATES:** Thursday, January 7, 2010, 6 p.m.

**ADDRESSES:** Ohio State University, South Center Auditorium, 1864 Shyville Road, Piketon, Ohio 45661.

**FOR FURTHER INFORMATION CONTACT:** Joel Bradburne, Deputy Designated Federal Officer, Department of Energy, Portsmouth/Paducah Project Office, Post Office Box 700, Piketon, Ohio 45661, (740) 897–3822, [Joel.Bradburne@lex.doe.gov](mailto:Joel.Bradburne@lex.doe.gov).

**SUPPLEMENTARY INFORMATION:** Purpose of the Board: The purpose of the Board is to make recommendations to DOE in the areas of environmental restoration, waste management and related activities.

*Tentative Agenda:*

- Call to Order, Introductions, Review of Agenda
- Approval of November Minutes
- Deputy Designated Federal Officer’s Comments
- Federal Coordinator’s Comments
- Liaisons’ Comments
- Administrative Issues—Actions:
  - Subcommittee Updates
  - Request an End Use Study for Portsmouth Gaseous Diffusion Plant

<sup>8</sup> 10 CFR. § 430.27(g).

<sup>9</sup> See *supra* note 2.

- Public Comments
- Final Comments
- Adjourn

Breaks taken as appropriate.

*Public Participation:* The meeting is open to the public. The EM SSAB, Portsmouth, welcomes the attendance of the public at its advisory committee meetings and will make every effort to accommodate persons with physical disabilities or special needs. If you require special accommodations due to a disability, please contact Joel Bradburne at least seven days in advance of the meeting at the phone number listed above. Written statements may be filed with the Board either before or after the meeting. Individuals who wish to make oral statements pertaining to agenda items should contact Joel Bradburne at the address or telephone number listed above. Requests must be received five days prior to the meeting and reasonable provision will be made to include the presentation in the agenda. The Deputy Designated Federal Officer is empowered to conduct the meeting in a fashion that will facilitate the orderly

conduct of business. Individuals wishing to make public comments will be provided a maximum of five minutes to present their comments.

*Minutes:* Minutes will be available by writing or calling Joel Bradburne at the address and phone number listed above. Minutes will also be available at the following Web site: <http://www.ports-ssab.org/publicmeetings.html>.

Issued at Washington, DC on December 9, 2009.

**Rachel Samuel,**

*Deputy Committee Management Officer.*

[FR Doc. E9-29789 Filed 12-14-09; 8:45 am]

**BILLING CODE 6450-01-P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

**Sunshine Act Meeting Notice**

December 10, 2009.

The following notice of meeting is published pursuant to section 3(a) of the

government in the Sunshine Act (Pub. L. 94-409), 5 U.S.C. 552b:

**AGENCY HOLDING MEETING:** Federal Energy Regulatory Commission.

**DATE AND TIME:** December 17, 2009; 10 a.m.

**PLACE:** Room 2C, 888 First Street, NE., Washington, DC 20426.

**STATUS:** Open.

**MATTERS TO BE CONSIDERED:** Agenda.

\* **Note:** Items listed on the agenda may be deleted without further notice.

**CONTACT PERSON FOR MORE INFORMATION:** Kimberly D. Bose, Secretary, Telephone (202) 502-8400. For a recorded message listing items struck from or added to the meeting, call (202) 502-8627.

This is a list of matters to be considered by the Commission. It does not include a listing of all documents relevant to the items on the agenda. All public documents, however, may be viewed online at the Commission's Web site at <http://www.ferc.gov> using the eLibrary link, or may be examined in the Commission's Public Reference Room.

**954TH—MEETING**

[Regular meeting, December 17, 2009]

Item No.	Docket No.	Company
<b>Administrative</b>		
A-1	AD02-1-000	Agency Administrative Matters—FERC Strategic Plan.
A-2	AD02-7-000	Customer Matters, Reliability, Security and Market Operations.
A-3	AD06-3-000	2009 Report on Enforcement.
<b>Electric</b>		
E-1	ER99-1773-009	AES Creative Resources, L.P.
	ER99-2284-009	AEE 2, L.L.C.
	ER99-1761-005	AES Eastern Energy, L.P.
	ER00-1026-016	Indianapolis Power & Light Company.
	ER01-1315-005	AES Ironwood, L.L.C.
	ER01-2401-011	AES Red Oak, L.L.C.
	ER98-2184-014	AES Huntington Beach, L.L.C.
	ER98-2816-015	AES Redondo Beach, L.L.C.
	ER00-33-011	AES Placertia, Inc.
	ER05-442-003	Condon Wind Power, LLC.
	ER98-2185-014	AES Alamitos, Inc.
	ER99-1228-007	Storm Lake Power Partners II, LLC.
	ER97-2904-008	Lake Benton Power Partners, LLC.
	ER01-751-010, ER01-751-012	Mountain View Power Partners, LLC.
E-2	ER09-1589-000, EL10-6-000	FirstEnergy Service Company.
		FirstEnergy Service Company v. PJM Interconnection, L.L.C.
E-3	ER09-1063-000, ER09-1063-001	PJM Interconnection, L.L.C.
E-4	EL09-72-000	Pacific Gas and Electric Company.
E-5	EL10-3-000	Citizens Energy Corporation.
E-6	RM09-8-000	Revised Mandatory Reliability Standards for Interchange Scheduling and Coordination.
E-7	RM07-19-002	Wholesale Competition in Regions with Organized Electric Markets.
E-8	RM06-22-010	Mandatory Reliability Standards for Critical Infrastructure Protection.
E-9	RD09-7-001	North American Electric Reliability Corporation.
E-10	ER10-116-000	Trans Bay Cable LLC.
E-11	ER08-1113-004, ER08-1113-005, ER06-615-046.	California Independent System Operator Corporation.
E-12	ER09-1254-001	Southwest Power Pool, Inc.
E-13	OMITTED	
E-14	OMITTED	