

Don Fuller, California Independent System Operator Corporation
 Stephen Kozey, Midwest Independent Transmission System Operator, Inc.
 Stacy Duckett, Southwest Power Pool, Inc.
 Ray Hepper, ISO New England, Inc.
 Andrew Ott, PJM Interconnection, LLC
 Robert Fernandez, New York Independent System Operator, Inc.

2:15 Break

2:30 Panel 2—Board Process and other Governance Issues

Janine Migden-Ostrander, Office of the Ohio Consumers' Counsel
 Randy Rismiller, Illinois Commerce Commission
 Lisa Fink, Maine Public Utilities Commission

Jed Nosal, Assistant Attorney General for the State of Massachusetts

Tamara Linde, Public Service Electric & Gas

Don Fuller, California Independent System Operator Corporation
 Stephen Kozey, Midwest Independent Transmission System Operator, Inc.
 Stacy Duckett, Southwest Power Pool, Inc.

Ray Hepper, ISO New England, Inc.
 Vincent Duane, PJM Interconnection, LLC

Robert Fernandez, New York Independent System Operator, Inc.

4:15 Closing Remarks

* Panelists subject to change.

[FR Doc. 2010-2265 Filed 2-3-10; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 13653-000]

Claverack Creek, LLC; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

January 27, 2010.

On January 11, 2010, Claverack Creek, LLC filed an application, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the Claverack Creek Hydroelectric Project No. 13653, to be located on Claverack Creek, in Columbia County, New York.

The proposed project would consist of: (1) The existing 16-foot-high, 170-foot-long Stottville Mill Dam; (2) an existing 11.4-acre impoundment with a normal water surface elevation of 106 feet mean sea level; (3) an existing turbine with a new generator and a new

turbine-generator with a total capacity of 450 kilowatts; (4) an existing 10-foot-wide, 8-foot-deep intake canal; (5) new trash racks, head gates, and stop log structure; (6) an existing 6-foot-diameter, 10-foot-long penstock and a new 10-foot-long penstock extension; (7) a new 40-foot-wide, 60-foot-long powerhouse; (8) an existing 10-foot-wide, 20-foot-long tailrace; (9) a new approximately 200-foot-long, 13.2-kilovolt transmission line from the powerhouse to a nearby distribution line; (10) a redeveloped 100-foot-long access road; (11) and appurtenant facilities. The project would have an estimated annual generation of 2,182 megawatt-hours.

Applicant Contact: William Fay, 189 River Road, Ware, MA 01082, (413) 244-6445.

FERC Contact: Brandon Cherry, (202) 502-8328.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing application: 60 days from the issuance of this notice.

Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "eFiling" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>.

More information about this project can be viewed or printed on the "eLibrary" link of the Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13653) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

Kimberly D. Bose,
Secretary.

[FR Doc. 2010-2264 Filed 2-3-10; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EL10-36-000]

Green Borders Geothermal, LLC, Complainant, v. Terra-Gen Dixie Valley, LLC, Respondent; Notice of Complaint

January 28, 2010.

Take notice that on January 25, 2010, Green Borders Geothermal, LLC (Green Borders) filed a formal complaint against Terra-Gen Dixie Valley, LLC (f/k/a Caithness Dixie Valley, LLC) (Terra-Gen) pursuant to section 206 of the Federal Power Act, and 18 CFR 385.206, alleging that Terra-Gen violated prior Federal Energy Regulatory Commission (Commission) Orders¹ and the Commission's open access policies² when it failed to file an Open Access Transmission Tariff and Large Generator Interconnection Agreement with the Commission once Green Borders requested open access interconnection and transmission service on Terra-Gen's Dixie Valley Line that extends from Churchill County, Nevada through Mineral County, Nevada and ultimately interconnects with Southern California Edison Company's ("SCE") transmission system at SCE's Control Substation within the California Independent System Operator Corp.'s Control Area.

Green Borders certifies that copies of the complaint were served on the contacts for Terra-Gen, as listed on the Commission's list of Corporate Officials.

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

¹ *Oxbow Power Marketing, Inc.*, 76 FERC ¶ 61,031 (1996) and *Oxbow Power Marketing, Inc.*, 79 FERC ¶ 61,193.

² *Promoting Wholesale Competition Through Open Access Non-Discriminatory Transmission Servs. by Pub. Utils.; Recovery of Stranded Costs by Pub. Utils. and Transmitting Utilities*, Order No. 888, FERC Stats. & Regs. ¶ 31,036 (1996), *order on reh'g*, Order No. 888-A, FERC Stats. & Regs. ¶ 31,048 (1997), *order on reh'g*, Order No. 888-B, 81 FERC ¶ 61,248 (1997), *order on reh'g*, Order No. 888-C, 82 FERC ¶ 61,046 (1998), *aff'd in part and rev'd in part sub nom. Transmission Access Policy Study Group, et al. v. FERC*, 225 F.3d 667 (D.C. Cir. 2000), *cert. granted in part and denied in part, New York v. FERC*, 535 U.S. 1 (2002); see also *Preventing Undue Discrimination and Preference in Transmission Serv.*, Order No. 890, FERC Stats. & Regs. ¶ 31,241, *order on reh'g*, Order No. 890-A, FERC Stats. & Regs. ¶ 31,261 (2007), *order on reh'g and clarification*, Order No. 890-B, 123 FERC ¶ 61,299 (2008), *order on reh'g and clarification*, Order No. 890-C, 126 FERC ¶ 61,228 (2009), *order on reh'g and clarification*, Order No. 890-D, 129 FERC ¶ 61,126 (2009).

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. The Respondent's answer and all interventions, or protests must be filed on or before the comment date. The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

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, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: 5 p.m. Eastern Time on February 26, 2010.

Kimberly D. Bose,
Secretary.

[FR Doc. 2010-2269 Filed 2-3-10; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. DI10-6-000]

David Noland; Notice of Declaration of Intention and Soliciting Comments, Protests, and/or Motions To Intervene

January 28, 2010.

Take notice that the following application has been filed with the Commission and is available for public inspection:

- a. *Application Type:* Declaration of Intention.
- b. *Docket No.:* DI10-6-000.
- c. *Date Filed:* January 19, 2010.
- d. *Applicant:* David Noland.
- e. *Name of Project:* Noland Microhydro Project.
- f. *Location:* The proposed Noland Microhydro Project will be located on an unnamed intermittent stream,

tributary to Moodna Creek, near the town of Mountainville, Orange County, New York.

g. *Filed Pursuant to:* Section 23(b)(1) of the Federal Power Act, 16 U.S.C. 817(b).

h. *Applicant Contact:* David Noland, Angola Road, P.O. Box 204, Mountainville, NY 10953; telephone: (845) 534-2966; e-mail: http://www.d.noland@earthlink.net.

i. *FERC Contact:* Any questions on this notice should be addressed to Henry Ecton, (202) 502-8768, or E-mail address: henry.ecton@ferc.gov.

j. *Deadline for filing comments, protests, and/or motions:* March 1, 2010.

All documents may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site at <http://www.ferc.gov> under the "eFiling" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be filed with: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. For more information on how to submit these types of filings, please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>.

Please include the docket number (DI10-6-000) on any comments, protests, and/or motions filed.

k. *Description of Project:* The proposed Noland Microhydro Project will consist of: (1) A two-foot-high, four-foot wide diversion; (2) a 600-foot-long, 6-inch-diameter HDPE pipe. (3) a four-nozzle Turgo turbine, driving a 5-horsepower induction motor as a generator, located in a 4-foot-by-6-foot cement powerhouse; (4) a 100-foot-long transmission line; and (5) appurtenant facilities. The energy generated will be used on site, and the project will not be connected to an interstate grid.

When a Declaration of Intention is filed with the Federal Energy Regulatory Commission, the Federal Power Act requires the Commission to investigate and determine if the interests of interstate or foreign commerce would be affected by the project. The Commission also determines whether or not the project: (1) Would be located on a navigable waterway; (2) would occupy or affect public lands or reservations of the United States; (3) would utilize surplus water or water power from a government dam; or (4) if applicable, has involved or would involve any construction subsequent to 1935 that may have increased or would increase the project's head or generating capacity, or have otherwise significantly

modified the project's pre-1935 design or operation.

l. *Locations of the Application:* Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the Web 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 e-mail of new filings and issuances related to this or other pending projects. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll-free at (866) 208-3676, or TTY, contact (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", "PROTESTS", AND/OR "MOTIONS TO INTERVENE", as applicable, and the Docket Number of the particular application to which the filing refers. 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