

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. RM10-13-000]

**Credit Reforms in Organized Wholesale Electric Markets; Notice of Agenda for Technical Conference**

May 5, 2010.

As announced in the Notice of Technical Conference issued on April 15, 2010, Commission staff will hold a technical conference on May 11, 2010. The purpose of this conference is to discuss the proposal in the Credit Reforms in Organized Wholesale Electric Markets Notice of Proposed Rulemaking<sup>1</sup> regarding whether Independent System Operator (ISO)/Regional Transmission Operators (RTOs) should adopt certain tariff revisions to clarify their status as a party to each transaction so as to eliminate ambiguity regarding their ability to “set-off” market obligations and whether this proposal will have additional ramifications. The conference will be held from 9 a.m. to 12:30 p.m. (EDT), in the Commission Meeting Room at the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC. All interested persons are invited to attend, and registration is not required.

The agenda is attached. There will be two panels. The first panel will discuss the issue from the perspective of the ISO/RTO as market administrator but will also include the perspective of regulatory oversight in related markets. The second panel will discuss the issue from both a market participant perspective and a legal perspective.

As previously announced, a free webcast of this event will be available. Anyone with internet access who desires to view this event can do so by navigating <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 webcasts and offers the option of listening to the meeting by a phone-bridge for a fee. If you have any questions, visit <http://www.CapitolConnection.org> or call 703-993-3100.

This conference will be transcribed. Transcripts of the meeting will be available immediately for a fee from Ace Reporting Company (202-347-3700 or 1-800-336-6646). Commission 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 1-866-208-3372 (voice) or 202-208-1659 (TTY), or send a fax to 202-208-2106 with required accommodations.

For more information, please contact Sarah McKinley, 202-502-8368, [sarah.mckinley@ferc.gov](mailto:sarah.mckinley@ferc.gov), for logistical issues, and Scott Miller, 202-502-8456, [scott.miller@ferc.gov](mailto:scott.miller@ferc.gov), or Christina Hayes 202-502-6194, [christina.hayes@ferc.gov](mailto:christina.hayes@ferc.gov), for other concerns.

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

**Notice of Proposed Rulemaking on Credit Reforms in Organized Electric Markets May 11, 2010 Commission Meeting Room****Agenda**

9-9:05 a.m.: Welcome and Administrative Details by Commission Staff.

9:05-10:35 a.m.: Panel I Market Administrator Perspective.

**Panelists**

Vincent Duane, General Counsel and Vice President, PJM Interconnection, L.L.C.;

Michael Holstein, Chief Financial Officer, Midwest Independent Transmission System Operator, Inc.;

Daniel J. Shonkwiler, Senior Counsel, California Independent System Operator Corporation;

Ananda K. Radhakrishnan, Director, Division of Clearing and Intermediary Oversight, Commodity Futures Trading Commission.

10:35-11 a.m.: Break.

11-12:30 p.m.: Panel II Market and Legal Perspectives.

**Panelists**

Alex Catto, Kirkland & Ellis LLP, on behalf of the Committee of Chief Risk Officers;

Harold S. Novikoff, Wachtell, Lipton, Rosen & Katz;

Stephen J. Dutton, Barnes & Thornburg;

Todd Brickhouse, Vice President—Treasurer, Old Dominion Electric Cooperative.

[FR Doc. 2010-11534 Filed 5-13-10; 8:45 am]

**BILLING CODE 6717-01-P**

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Project No. 2615-037]

**FPL Energy Maine Hydro LLC, Madison Paper Industries, and Merimil Limited Partnership; Notice of Application Accepted for Filing, Soliciting Motions To Intervene and Protests, Ready for Environmental Analysis, and Soliciting Comments, Recommendations, Preliminary Terms and Conditions, and Preliminary Fishway Prescriptions**

May 6, 2010.

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

a. *Type of Application:* New Major License.

b. *Project No.:* 2615-037.

c. *Date Filed:* March 31, 2010.

d. *Applicant:* FPL Energy Maine Hydro LLC, Madison Paper Industries, and Merimil Limited Partnership.

e. *Name of Project:* Brassua Hydroelectric Project.

f. *Location:* The existing project is located on the Moose River in Somerset County, Maine. The project does not occupy federal lands.

g. *Filed Pursuant to:* Federal Power Act 16 USC 791(a)-825(r).

h. *Applicant Contact:* Mr. Frank H. Dunlap, FPL Energy Maine Hydro LLC, 26 Katherine Drive, Hallowell, Maine 04347; Telephone (207) 629-1817.

i. *FERC Contact:* John Costello (202) 502-6119 or [john.costello@ferc.gov](mailto:john.costello@ferc.gov)

j. The deadline for filing motions to intervene and protests, comments, recommendations, preliminary terms and conditions, and preliminary fishway prescriptions is 60 days from the issuance date of this notice; reply comments are due 105 days from the issuance date of this notice.

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.

The Commission's Rules of Practice require all intervenors filing documents with the Commission to serve a copy of that document on each person 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.

Motions to intervene, protests, comments, recommendations,

<sup>1</sup> *Credit Reforms in Organized Wholesale Electric Markets*, 130 FERC ¶ 61,055 (2010).

preliminary terms and conditions, and preliminary fishway prescriptions may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "eFiling" link. For a simpler method of submitting text-only comments, click on "Quick Comment."

k. This application has been accepted for filing and is ready for environmental analysis.

l. The existing Brassua Project includes: (1) A 1,789-foot-long dam consisting of: (a) An earth dike 410 feet long with 100 feet of concrete core wall; (b) a concrete-faced earth dike 342.5 feet long; (c) a concrete Ambursen dam 284 feet long with a height of 52 feet above the stream bed; (d) a 18.5-foot fishway (inactive); and (e) a 734-foot earth dike with a concrete core wall; (2) a 9,700-acre reservoir (known as Brassua Lake) with a normal pool elevation 1,074.0 feet (U.S.G.S. datum) and maximum drawdown of 31 feet, extending 7.75 miles upstream; (3) a reinforced-concrete intake structure; (4) a 110-foot-long, 13-foot square penstock; (5) a 32-foot-high, 32-foot-wide and 60-foot-long powerhouse; (6) a 4.18-MW generating unit; (7) a 40-foot-wide, 15-foot-deep and 60-foot-long tailrace; (8) a substation; (9) a 0.5-mile-long, 34.5-kV (kilovolt) transmission line; and (10) appurtenant facilities. The earth sections of the dam are topped with 33.5-inch-high wave barriers (Jersey barriers).

The Brassua Project is operated as a seasonal storage facility where water releases are determined by downstream demands for hydroelectric generation in the Kennebec River and for flood control. Reservoir fluctuations follow an annual cycle under which reservoir levels are reduced during the fall and winter to provide additional flows downstream as well as to make storage volume available for spring snow melt and runoff. After the spring refill, flow

is released for the Brassua reservoir to provide summer minimum instream flows as well as water for industrial and municipal uses. Specific project operation requirements are discussed below.

The current license allows the licensees to operate the Brassua Project in peaking mode from July 1st through August 31st and from November 6th through the start of spring freshnet (normally mid-May) of each year. The licensee is required to cease peaking operation and resume normal operation in which flows through the project are maintained constant on a daily basis from spring freshnet through June 30th and from September 1st through November 5th of each year.

The current license requires the licensee to release the following minimum flows and maintain the following target water levels to protect fish and aquatic habitat and to benefit the reproductive efforts of the landlocked salmon population in the Moose River. All Minimum flow releases are maintained through the turbine or deep gates and discharged in the lower Moose River below the dam.

m. A copy of the application is available for review at the Commission in the Public Reference Room or may 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. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at 1-866-208-3676, or for TTY, 202-502-8659. A copy is also available for inspection and reproduction at the address in item h above.

Register online at <http://www.ferc.gov/esubscribenow.htm> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

n. 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.

All filings must (1) Bear in all capital letters the title "PROTEST", "MOTION TO INTERVENE", "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "PRELIMINARY TERMS AND CONDITIONS," or "PRELIMINARY FISHWAY PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

*o. Procedural Schedule:*

The application will be processed according to the following Hydro Licensing Schedule. Revisions to the schedule may be made as appropriate.

Milestone	Target date
Filing of interventions, comments, recommendations, preliminary terms and conditions, and fishway prescriptions ..	July 5, 2010.
Commission issues EA .....	December 17, 2010.
Filing of comments on EA .....	January 16, 2011.
Filing of modified terms and conditions .....	March 17, 2011.

p. Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of this notice.

q. A license applicant must file no later than 60 days following the date of issuance of the notice of acceptance and ready for environmental analysis provided for in § 5.22: (1) A copy of the

water quality certification; (2) a copy of the request for certification, including proof of the date on which the certifying agency received the request; or (3)

evidence of waiver of water quality certification.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2010-11526 Filed 5-13-10; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project Nos. 10482-014, 10481-064, and 9690-106]

#### **AER NY-Gen, LLC; Eagle Creek Hydro Power, LLC; Eagle Creek Water Resources, LLC; Eagle Creek Land Resources, LLC; Notice of Application for Transfer of Licenses, and Soliciting Comments and Motions To Intervene**

May 7, 2010.

On April 30, 2010, AER NY-Gen, LLC (transferor) and Eagle Creek Hydro Power, LLC, Eagle Creek Water Resources, LLC, and Eagle Creek Land Resources, LLC (transferees) filed an application for transfer of licenses for the Swinging Bridge Project No. 10482, the Mongaup Falls Project No. 10481, and the Rio Project No. 9690, located on the Mongaup River in Sullivan and Orange Counties, New York.

Applicants seek Commission approval to transfer the licenses for the three above projects from the transferor to the transferee.

*Applicant Contact:* For transferor: Mr. Joseph Klimaszewski, AER NY-Gen, LLC, 613 Plank Road, Forestburgh, New York, 12777; phone (845) 856-3920. For the transferee: Mr. Paul Ho, Eagle Creek Hydro Power, LLC, Eagle Creek Water Resources, LLC, and Eagle Creek Land Resources, LLC, 400 Frank W. Burr Boulevard, Suite 37, Teaneck, NJ 07666; phone (201) 287-4474.

*FERC Contact:* Robert Bell, (202) 502-6062.

*Deadline for filing comments and motions to intervene:* 30 days from the issuance date of this notice. Comments and motions to intervene may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii)(2008) and the instructions on the Commission's website under the "e-Filing" 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 Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-9690-106, P-10481-064, P-10482-014) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2010-11531 Filed 5-13-10; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP10-361-000]

#### **Tennessee Gas Pipeline Company; Notice of Application**

May 6, 2010.

Take notice that on April 30, 2010, Tennessee Gas Pipeline Company (Tennessee), 1001 Louisiana Street, Houston, Texas 77002, filed in Docket No. CP10-361-000, an application pursuant to section 7(b) of the Natural Gas Act (NGA) and Part 157 of the Commission's regulations, requesting authorization to abandon an inactive supply pipeline located in federal waters in the West Cameron area, offshore Louisiana, all as more fully set forth in the application which is on file with the Commission and open to public inspection. 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. For assistance, call (866) 208-3676 or TTY, (202) 502-8659.

Any questions regarding this application should be directed to Susan T. Halbach, Senior Counsel, Tennessee Gas Pipeline Company, 1001 Louisiana Street, Houston, Texas 77002, or by calling (713) 420-5751 (telephone) or (713) 420-1601 (fax), [susan.halbach@elpaso.com](mailto:susan.halbach@elpaso.com), Debbie Kalisek, Regulatory Analyst, Tennessee Gas Pipeline Company, 1001 Louisiana Street, Houston, Texas 77002, or by calling (713) 420-3292 (telephone) or (713) 420-1605 (fax), [debbie.kalisek@elpaso.com](mailto:debbie.kalisek@elpaso.com), or to Thomas G. Joyce, Manager, Certificates, Tennessee Gas Pipeline Company, 1001 Louisiana Street, Houston, Texas 77002, or by calling (713) 420-3299 (telephone)

or (713) 420-1605 (fax), [tom.joyce@elpaso.com](mailto:tom.joyce@elpaso.com).

Pursuant to section 157.9 of the Commission's rules, 18 CFR 157.9, within 90 days of this Notice the Commission staff will either: complete its environmental assessment (EA) and place it into the Commission's public record (eLibrary) for this proceeding, or issue a Notice of Schedule for Environmental Review. If a Notice of Schedule for Environmental Review is issued, it will indicate, among other milestones, the anticipated date for the Commission staff's issuance of the final environmental impact statement (FEIS) or EA for this proposal. The filing of the EA in the Commission's public record for this proceeding or the issuance of a Notice of Schedule for Environmental Review will serve to notify federal and state agencies of the timing for the completion of all necessary reviews, and the subsequent need to complete all federal authorizations within 90 days of the date of issuance of the Commission staff's FEIS or EA.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before the comment date stated below, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to