

Corporation, having its principal place of business in Durham, NC. The inventions are owned by United States of America, as represented by the Department of Energy. The prospective exclusive license will comply with the terms and conditions of 35 U.S.C. 209 and 37 CFR 404.7.

**DATES:** Written comments or nonexclusive license applications are to be received at the address listed below no later than January 12, 2011. Objections submitted in response to this notice will not be made available to the public for inspection and, to the extent permitted by law, will not be released under the Freedom of Information Act, 5 U.S.C. 552.

**ADDRESSES:** Objections relating to the prospective exclusive license may be submitted to the Office of Chief Counsel, National Energy Technology Laboratory, 3610 Collins Ferry Rd., P.O. Box 880, Morgantown, WV 26506 or via facsimile at (412) 386-5949.

**FOR FURTHER INFORMATION CONTACT:** Jessica Sosenko, Technology Transfer Program Manager, U.S. Department of Energy, National Energy Technology Laboratory, P.O. Box 10940, Pittsburgh, PA 15236; Telephone (412) 386-7417; E-mail: [jessica.sosenko@netl.doe.gov](mailto:jessica.sosenko@netl.doe.gov).

**SUPPLEMENTARY INFORMATION:** 35 U.S.C. 209(c) provides the DOE with authority to grant exclusive or partially exclusive licenses in Department-owned inventions, where a determination can be made, among other things, that the desired practical application of the invention has not been achieved, or is not likely expeditiously to be achieved, under a nonexclusive license. The statute and implementing regulations (37 CFR part 404) require that the necessary determinations be made after public notice and opportunity for filing written objections.

Pyrochem Catalyst Corporation, a new small business, has applied for an exclusive license to practice the inventions and has a plan for commercialization of the invention. DOE intends to grant the license, upon a final determination in accordance with 35 U.S.C. 209(c), unless within 15 days of publication of this notice the NETL Technology Transfer Manager (contact information listed above), receives in writing any of the following, together with the supporting documents:

- (i) A statement from any person setting forth reasons why it would not be in the best interest of the United States to grant the proposed license; or
- (ii) An application for a nonexclusive license to the invention, in which applicant states that it already has

brought the invention to practical application or is likely to bring the invention to practical application expeditiously.

The proposed license will be exclusive, subject to a license and other rights retained by the U.S. Government, and subject to a negotiated royalty. The Department will review all timely written responses to this notice, and will grant the license if, after expiration of the 15-day notice period, and after consideration of any written responses to this notice, a determination is made, in accordance with 35 U.S.C. 209(c), that the license grant is in the public interest.

Dated: December 10, 2010.

**Anthony V. Cugini,**  
*Director, National Energy Technology Laboratory.*

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**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

### Proposed Subsequent Arrangement

**AGENCY:** Office of Nonproliferation and International Security, Department of Energy.

**ACTION:** Proposed subsequent arrangement.

**SUMMARY:** Pursuant to Article VIII.C of the Agreement for Cooperation Concerning Civil Uses of Atomic Energy, signed April 4, 1972, as amended, the American Institute in Taiwan and the Taipei Economic and Cultural Representative Office (TECRO) hereby jointly determine that the provisions in Article XI of the Agreement may be effectively applied with respect of the plan proposed by TECRO in March 2010 for the alteration in form or content of U.S.-origin nuclear material contained in irradiated fuel elements at the hot laboratory of the Institute of Nuclear Energy Research, Lungtan, Taiwan. The facility is hereby found acceptable to both parties pursuant to Article VIII.C of the Agreement for the sole purpose of alteration in form or content of irradiated fuel elements for the period ending December 31, 2015.

In accordance with section 131a. of the Atomic Energy Act of 1954, as amended, it has been determined that this subsequent arrangement will not be inimical to the common defense and security.

This subsequent arrangement will take effect no sooner than January 12, 2011.

Dated: December 21, 2010.

For the Department of Energy.

**Thomas P. D'Agostino,**  
*Administrator, National Nuclear Security Administration.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP11-46-000]

#### Kern River Gas Transmission Company; Notice of Application

December 21, 2010.

Take notice that on December 9, 2010, Kern River Gas Transmission Company (Kern River), 2755 E. Cottonwood Parkway, Suite 300, Salt Lake City, Utah 84121, filed in the above referenced docket an application pursuant to section 7(c) of the Natural Gas Act (NGA) and Part 157 of the Commission's regulations, for an order granting a certificate of public convenience to construct and operate the Mountain Pass Lateral and appurtenant facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection. The filing may also 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. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at (866) 208-3676, or TTY, contact (202) 502-8659.

Specifically, the Mountain Pass lateral is an 8.6-mile, 8-inch diameter pipeline routing generally south from Kern River mainlines along the western edge of Ivanpah Valley, over the Clark Mountains, and terminating on Molycorp property. Also, as part of the project Kern River proposes to construct a new meter station, capable of measuring and delivering 24,270 dekatherms per day (Dth/d) of natural gas, and a pig receiver facility to be located at the Molycorp facility.

Any questions concerning this application may be directed to Michael Loeffler, Senior Director, Certificates, Kern River Gas Transmission Company, MidAmerican Energy Pipeline Group, 1111 South 103rd Street, Omaha, Nebraska 68124, at (402) 398-7103.

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