

DOE solicits comments from interested parties on all aspects of the petition, including the suggested alternate test procedure and calculation methodology. Pursuant to 10 CFR 430.27(b)(1)(iv), any person submitting written comments to DOE must also send a copy of such comments to the petitioner. The contact information for the petitioner is: Michael Moss, Director of Corporate Environmental Affairs, Samsung Electronics America, Inc., 18600 Broadwick St., Rancho Dominguez, CA 90220. All submissions received must include the agency name and case number for this proceeding. Submit electronic comments in WordPerfect, Microsoft Word, Portable Document Format (PDF), or text (American Standard Code for Information Interchange (ASCII)) file format and avoid the use of special characters or any form of encryption. Wherever possible, include the electronic signature of the author. DOE does not accept telefacsimiles (faxes).

According to 10 CFR 1004.11, any person submitting information that he or she believes to be confidential and exempt by law from public disclosure should submit two copies to DOE: one copy of the document including all the information believed to be confidential, and one copy of the document with the information believed to be confidential deleted. DOE will make its own determination about the confidential status of the information and treat it according to its determination.

Issued in Washington, DC on March 18, 2011.

**Henry Kelly,**

*Acting Assistant Secretary, Energy Efficiency and Renewable Energy.*

January 27, 2011

Catherine Zoi

Energy Efficiency and Renewable Energy

Department of Energy

1000 Independence Avenue, SW.,  
Washington, DC 20585

Dear Assistant Secretary Zoi:

Samsung Electronics America, Inc. ("Samsung") respectfully submits this request Application for Interim Waiver and Petition for Waiver to the Department of Energy ("DOE" or "the Department") for Samsung's single compressor refrigerator-freezers with multiple defrost cycles.

#### Reasoning

10 CFR Part 430.27(a)(1) allows a person to submit a petition to waive for a particular basic model any requirements of § 430.23 upon the grounds that the basic model contains one or more design characteristics

which either prevent testing of the basic model according to the prescribed test procedures, or the prescribed test procedures may evaluate the basic model in a manner so unrepresentative of its true energy consumption characteristics as to provide materially inaccurate comparative data. Additionally, 10 CFR Part 430.27(b)(2) allows an applicant to request an Interim Waiver if economic hardship and/or competitive disadvantage is likely to result absent a favorable determination on the Application for Interim Waiver.

Current test procedures as prescribed in Appendix A1 to Subpart B of Part 430 ("Appendix A1") inadequately addresses refrigerator-freezers with multiple defrost cycles, providing Samsung little ability to represent the energy data of its refrigerator-freezers with multiple defrost. DOE also recognized in 75 FR 78837<sup>2</sup> that Appendix A1 to Subpart B of Part 430 does not address refrigerator-freezers with multiple defrost cycles, which supports Samsung's concerns about the ability to apply Appendix A1 to Samsung manufactured refrigerator-freezers. DOE also communicated that all manufacturers planning on marketing refrigerator-freezers with multiple defrost cycles must seek a waiver from the Department.<sup>3</sup>

Samsung expects that ■ of its new 2011 refrigerator-freezer models will utilize the multiple defrost cycles. Without the Interim Waiver, Samsung will face economic hardship due to inability to accurately represent its refrigerator-freezer's energy consumption, losing \$■■ in sales. For these reasons, Samsung believes that the granting of Interim Waiver and Waiver to Samsung is warranted.

#### Request

In 75 FR 78810 (December 16, 2010), DOE issued an interim final rule for Appendix A ("Appendix A"), effective April 15, 2011, that effectively addresses test methodologies for refrigerator-freezers with multiple

<sup>2</sup> In DOE's view, the current energy test procedure does not include test procedures for products with multiple defrost cycle types. For this reason, there is no basis for manufacturers' claims that the amendment would impact energy use measurements. DOE has no documentation regarding the test procedures manufacturers are using to certify these products, and has received no petitions for waivers suggesting the need for any such test procedures.

<sup>3</sup> Until these amendments are required in conjunction with the 2014 standards, manufacturers introducing products equipped with multiple defrost cycle types should, consistent with 10 CFR 430.27, petition for a waiver since the modified version of Appendix A1 set out in today's notice will not include a specified method for capturing this energy usage.

defrost cycles. Samsung requests that the April 15, 2011 Appendix A test methodology be expeditiously granted for Samsung refrigerator-freezers with multiple defrost cycles.

The new test methodology of Appendix A, effective on April 15, 2011, is appropriate and necessary for our refrigerator-freezers with multiple defrost cycles. Meanwhile, Samsung believes for the time being that the existing energy efficiency limits are adequate. Samsung therefore does not seek an alternate energy efficiency limit for these models at this time.

Samsung requests that the efficient limits under § 430.32(a) are applied to the following Samsung manufactured basic models:

|            |           |              |
|------------|-----------|--------------|
| RS26*T***  | RF266**** | GFSF6KEX**** |
| RSG257**** | RF267**** | GFSF6KKY**** |
| RF428***** | RF268**** | GFSL6KEX**** |
| RFG293**** | RF26X**** | GFSL6KKY**** |
| RFG295**** | RB194**** | GFSS6KEX**** |
| RFG296**** | RB195**** | GFSS6KIX**** |
| RFG297**** | RB196**** | GFSS6KKY**** |
| RFG298**** | RB197**** | 592 6570*    |
| RFG299**** | RB214**** | 592 6571*    |
| RFG237**** | RB215**** | 401.4100**** |
| RFG238**** | RB216**** | 401.40483800 |
| RF4267**** | RB217**** | PFSF6PKX**** |
| RFG267**** | RF215**** | PFSS6PKX**** |
| RFG263**** | RF217**** | PFSS6SKX**** |
| RSG309**** | RF195**** | PFSS9PKY**** |
| RSG307**** | RF197**** | PFSS9SKY**** |

Please feel free to contact me if you have any questions regarding Petition for Waiver and Application for Interim Waiver. I will be happy to discuss should any questions arise.

Sincerely,

Michael Moss,

*Director of Corporate Environmental Affairs.*

[FR Doc. 2011-7089 Filed 3-24-11; 8:45 am]

**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

### Energy Efficiency and Renewable Energy

#### State Energy Advisory Board (STEAB)

**AGENCY:** Energy Efficiency and Renewable Energy, Department of Energy.

**ACTION:** Notice of open teleconference.

**SUMMARY:** This notice announces a teleconference call of the State Energy Advisory Board (STEAB). The Federal Advisory Committee Act (Pub. L. 92-463; 86 Stat.770) requires that public notice of these meetings be announced in the **Federal Register**.

**DATES:** Thursday, April 21, 2011 3:30 to 4:30 p.m. (EST) The call in number is

877-445-5075 and the passcode is 2402235515.

**FOR FURTHER INFORMATION CONTACT:** Gary Burch, STEAB Designated Federal Officer, Senior Management Technical Advisor, Intergovernmental Projects, Golden Field Office, U.S. Department of Energy, 1617 Cole Boulevard, Golden, CO 80401. Telephone: (303) 275-4801.

**SUPPLEMENTARY INFORMATION:**

*Purpose of the Board:* To make recommendations to the Assistant Secretary for the Office of Energy Efficiency and Renewable Energy regarding goals and objectives, programmatic and administrative policies, and to otherwise carry out the Board's responsibilities as designated in the State Energy Efficiency Programs Improvement Act of 1990 (Pub. L. 101-440).

*Tentative Agenda:* Review and update of task force accomplishments, review of March meeting of the Energy Efficiency and Conservation Block Grant (EECBG) sub-committee, begin planning for the June live Board meeting in Washington, DC, and provide an update to the Board on routine business matters and other topics of interest.

*Public Participation:* The meeting is open to the public. Written statements may be filed with the Board either before or after the meeting. Members of the public who wish to make oral statements pertaining to agenda items should contact Gary Burch at the address or telephone number listed above. Requests to make oral comments must be received five days prior to the meeting; reasonable provision will be made to include requested topic(s) on the agenda. The Chair of the Board is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business.

*Minutes:* The minutes of the meeting will be available for public review and copying within 60 days on the STEAB Web site, <http://www.steab.org>.

Issued at Washington, DC, on March 21, 2011.

**LaTanya Butler,**

*Acting Deputy Committee Management Officer.*

[FR Doc. 2011-7086 Filed 3-24-11; 8:45 am]

**BILLING CODE 6450-01-P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Project No. 13583-001]

**Crane & Company; Notice of Application Tendered for Filing With the Commission and Soliciting Additional Study Requests**

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

a. *Type of Application:* Exemption From Licensing

b. *Project No.:* 13583-001

c. *Date filed:* March 9, 2011

d. *Applicant:* Crane & Company

e. *Name of Project:* Byron Weston Hydroelectric Project

f. *Location:* On the East Branch of the Housatonic River, in the Town of Dalton, Berkshire County, Massachusetts. The project would not occupy lands of the United States.

g. *Filed Pursuant to:* Public Utility Regulatory Policies Act of 1978, 16 U.S.C. 2705, 2708.

h. *Applicant Contact:* Chad Cox, GZA GeoEnvironmental, Inc., One Edgewater Drive, Norwood, MA 02062, (781) 278-5787.

i. *FERC Contact:* Brandon Cherry, (202) 502-8328 or [brandon.cherry@ferc.gov](mailto:brandon.cherry@ferc.gov).

j. *Cooperating agencies:* Federal, state, local, and tribal agencies with jurisdiction and/or special expertise with respect to environmental issues that wish to cooperate in the preparation of the environmental document should follow the instructions for filing such requests described in item l below. Cooperating agencies should note the Commission's policy that agencies that cooperate in the preparation of the environmental document cannot also intervene. See, 94 FERC ¶ 61,076 (2001).

k. Pursuant to section 4.32(b)(7) of 18 CFR of the Commission's regulations, if any resource agency, Indian Tribe, or person believes that an additional scientific study should be conducted in order to form an adequate factual basis for a complete analysis of the application on its merit, the resource agency, Indian Tribe, or person must file a request for a study with the Commission not later than 60 days from the date of filing of the application, and serve a copy of the request on the applicant.

l. *Deadline for filing additional study requests and requests for cooperating agency status:* May 9, 2011.

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 (<http://www.ferc.gov/docs-filing/ferconline.asp>). Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov); call toll-free at (866) 208-3676; or, for TTY, contact (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

m. The application is not ready for environmental analysis at this time.

n. The Byron Weston Hydroelectric Project would consist of: (1) The existing 90-foot-long, 30-foot-high Byron Weston Dam No. 2; (2) an existing 0.94-acre impoundment with a normal water surface elevation of 1,116.7 feet NAVD (1988); (3) an existing intake structure, trashrack, and headgate; (4) an existing 6.5-foot-long, 6-foot-diameter penstock that conveys flow to an existing 50-foot-long, 9.5-foot-wide headrace canal connected to a new 5-foot-long, 4.4-foot-diameter penstock; (5) an existing powerhouse containing one new 250-kilowatt turbine generating unit; (6) a new steel draft tube placed within the existing tailrace; and (7) a new 100-foot-long, 600-volt transmission line connected to the Crane & Company mill complex. The proposed project is estimated to generate an average of 938,000 kilowatt-hours annually.

o. 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. A copy is also available for inspection and reproduction at the address in item h above.

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, contact FERC Online Support.

p. With this notice, we are initiating consultation with the Massachusetts State Historic Preservation Officer (SHPO), as required by 106, National