

effect pursuant to the provisions of 10 CFR 430.27(m).

On May 10, 2013, BSH filed a petition for waiver from the test procedures applicable to its Bosch WTB86200UC, WTB86201UC, and WTB86202UC product models of condensing clothes dryer. The applicable test procedure is contained in 10 CFR part 430, subpart B, appendix D—Uniform Test Method for Measuring the Energy Consumption of Clothes Dryers. BSH seeks a waiver from the applicable test procedure for its Bosch WTB86200UC, WTB86201UC, and WTB86202UC product models because, BSH asserts, design characteristics of these models prevent testing in accordance with the currently prescribed test procedure, as described in greater detail in the following paragraph.

In support of its petition, BSH claims that the current clothes dryer test procedure applies only to vented clothes dryers because the test procedure requires the use of an exhaust restrictor on the exhaust port of the clothes dryer during testing. Because condenser clothes dryers operate by blowing air through the wet clothes, condensing the water vapor in the airstream, and pumping the collected water into either a drain line or an in-unit container, these products do not use an exhaust port like a vented dryer does. BSH plans to market a condensing clothes dryer for situations in which a conventional vented clothes dryer cannot be used, such as high-rise apartments and condominiums, where construction and building design do not permit the use of external venting.

#### *Assertions and Determinations*

##### *BSH's Petition for Waiver*

On May 10, 2013, BSH filed a petition for waiver from the test procedure applicable to residential clothes dryers set forth in 10 CFR part 430, subpart B, appendix D for particular models of condensing clothes dryer. On June 19, 2013, DOE published BSH's petition for waiver and granted BSH an interim waiver from the current test procedure. (78 FR 36760) DOE did not receive any comments on the BSH petition. DOE previously granted BSH a waiver from test procedures for two similar condenser clothes dryer models. (76 FR 33271, June 8, 2011)) DOE also granted waivers for the same type of clothes dryer to LG Electronics (73 FR 66641, Nov. 10, 2008), Whirlpool Corporation (74 FR 66334, Dec. 15, 2009), General Electric (75 FR 13122, Mar. 18, 2010), and Miele Appliance, Inc. (60 FR 9330, Feb. 17, 1995; 76 FR 17637, Mar. 30, 2011). BSH claims that its condenser

clothes dryers cannot be tested pursuant to the current test procedure and requests that the same waiver granted to other manufacturers be granted for BSH's Bosch WTB86200UC, WTB86201UC, and WTB86202UC models.

Therefore, for the reasons discussed above, and in light of the previous waivers to other manufacturers, DOE grants BSH's petition for waiver from testing of its Bosch WTB86200UC, WTB86201UC, and WTB86202UC condenser clothes dryers.

#### *Consultations With Other Agencies*

DOE consulted with the Federal Trade Commission (FTC) staff concerning the BSH petition for waiver. The FTC staff did not have any objections to granting a waiver to BSH.

#### *Conclusion*

After careful consideration of all the material that was submitted by BSH and consultation with the FTC staff, it is ordered that:

(1) The petition for waiver submitted by BSH, Inc. (Case No. CD-007) is hereby granted as set forth in the paragraphs below.

(2) BSH shall not be required to test or rate its Bosch WTB86200UC, WTB86201UC, and WTB86202UC condensing clothes dryer models on the basis of the test procedures at 10 CFR part 430, subpart B, appendix D.

(3) This waiver shall remain in effect from the date this decision and order consistent with the provisions of 10 CFR 430.27(m).

(4) This waiver is issued on the condition that the statements, representations, and documentary materials provided by the petitioner are valid. DOE may revoke or modify this waiver at any time if it determines the factual basis underlying the petition for waiver is incorrect.

(5) This waiver applies to only those models specifically set out in BSH's petition. BSH may submit a new or amended petition for waiver and request for grant of interim waiver, as appropriate, for additional models of clothes dryers for which it seeks a waiver from the DOE test procedure. Grant of this petition for waiver also does not release a petitioner from any applicable certification requirements set forth at 10 CFR Part 429.

Issued in Washington, DC, on August 23, 2013.

**Kathleen B. Hogan,**

*Deputy Assistant Secretary for Energy Efficiency Energy Efficiency and Renewable Energy*

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## **DEPARTMENT OF ENERGY**

### **Federal Energy Regulatory Commission**

#### **Combined Notice of Filings**

Take notice that the Commission has received the following Natural Gas Pipeline Rate and Refund Report filings:

#### **Filings Instituting Proceedings**

*Docket Numbers:* RP13-1260-000.

*Applicants:* Colorado Interstate Gas Company, L.L.C.

*Description:* 2013 Penalties Assessed Compliance Filing of Colorado Interstate Gas Company, L.L.C.

*Filed Date:* 8/20/13.

*Accession Number:* 20130820-5037.

*Comments Due:* 5 p.m. ET 9/3/13.

*Docket Numbers:* RP13-1261-000.

*Applicants:* Texas Eastern Transmission, LP.

*Description:* Chesapeake 8929510 8-20-2013 Negotiated Rate to be effective 8/20/2013.

*Filed Date:* 8/20/13.

*Accession Number:* 20130820-5059.

*Comments Due:* 5 p.m. ET 9/3/13.

*Docket Numbers:* RP13-1262-000.

*Applicants:* Texas Eastern Transmission, LP.

*Description:* Chesapeake 8929511 8-21-2013 Negotiated Rate to be effective 8/21/2013.

*Filed Date:* 8/20/13.

*Accession Number:* 20130820-5060.

*Comments Due:* 5 p.m. ET 9/3/13.

The filings are accessible in the Commission's eLibrary system by clicking on the links or querying the docket number.

Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: <http://www.ferc.gov/docs-filing/efiling/filing-req.pdf>. For other information, call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Dated: August 21, 2013.

**Nathaniel J. Davis, Sr.,**

*Deputy Secretary.*

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