

on or before the specified comment date for the particular application.

o. Filing and Service of Documents: Any filing must (1) bear in all capital letters the title “COMMENTS”, “PROTEST”, or “MOTION TO INTERVENE” as applicable; (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 commenting, protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor 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 385.2010.

Dated: January 23, 2020.

Kimberly D. Bose,

Secretary.

[FR Doc. 2020-01602 Filed 1-29-20; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Order on Intent To Revoke Market-Based Rate Authority

	Docket Nos.
Electric Quarterly Reports	ER02-2001-020
Mint Energy, LLC	ER10-1110-000
Westmoreland Partners	ER10-2291-001
E-T Global Energy, LLC	ER11-2039-001
BBPC, LLC	ER11-3028-002
Amerigreen Energy, Inc	ER11-3879-001
Mac Trading, Inc	ER11-4447-000
Liberty Hill Power LLC	ER12-1202-001
Imperial Valley Solar Company (IVSC) 1, LLC.	ER12-1170-003
Lexington Power & Light, LLC.	ER15-455-000
Clear Choice Energy, LLC	ER13-183-000
Energy Discounters, LLC ..	ER14-663-001
Infinite Energy Corporation	ER14-2421-000
North Energy Power, LLC	ER15-626-000

1. Section 205 of the Federal Power Act (FPA), 16 U.S.C. 824d (2018), and 18 CFR part 35 (2019), require, among other things, that all rates, terms, and conditions for jurisdictional services be filed with the Commission. In Order No. 2001, the Commission revised its public utility filing requirements and established a requirement for public

utilities, including power marketers, to file Electric Quarterly Reports.¹

2. The Commission requires sellers with market-based rate authorization to file Electric Quarterly Reports summarizing contractual and transaction information related to their market-based power sales as a condition for retaining that authorization.² Commission staff's review of the Electric Quarterly Reports indicates that the following thirteen public utilities with market-based rate authorization have failed to file their Electric Quarterly Reports: Mint Energy, LLC, Westmoreland Partners, E-T Global Energy, LLC, BBPC, LLC, Amerigreen Energy, Inc., Mac Trading, Inc., Liberty Hill Power LLC, Imperial Valley Solar Company (IVSC) 1, LLC, Lexington Power & Light, LLC, Clear Choice Energy, LLC, Energy Discounters, LLC, Infinite Energy Corporation, and North Energy Power, LLC. This order notifies these public utilities that their market-based rate authorizations will be revoked unless they comply with the Commission's requirements within fifteen days of the date of issuance of this order.

3. In Order No. 2001, the Commission stated that,

[i]f a public utility fails to file a[n] Electric Quarterly Report (without an appropriate request for extension), or fails to report an agreement in a report, that public utility may forfeit its market-based rate authority and may be required to file a new application for

¹ Revised Pub. Util. Filing Requirements, Order No. 2001, 99 FERC ¶ 61,107, *reh'g denied*, Order No. 2001-A, 100 FERC ¶ 61,074, *reh'g denied*, Order No. 2001-B, 100 FERC ¶ 61,342, *order directing filing*, Order No. 2001-C, 101 FERC ¶ 61,314 (2002), *order directing filing*, Order No. 2001-D, 102 FERC ¶ 61,334, *order refining filing requirements*, Order No. 2001-E, 105 FERC ¶ 61,352 (2003), *order on clarification*, Order No. 2001-F, 106 FERC ¶ 61,060 (2004), *order revising filing requirements*, Order No. 2001-G, 120 FERC ¶ 61,270, *order on reh'g and clarification*, Order No. 2001-H, 121 FERC ¶ 61,289 (2007), *order revising filing requirements*, Order No. 2001-I, 125 FERC ¶ 61,103 (2008). See also *Filing Requirements for Elec. Util. Serv. Agreements*, 155 FERC ¶ 61,280, *order on reh'g and clarification*, 157 FERC ¶ 61,180 (2016) (clarifying Electric Quarterly Reports reporting requirements and updating Data Dictionary).

² See *Refinements to Policies and Procedures for Market-Based Rates for Wholesale Sales of Elect. Energy, Capacity and Ancillary Servs. by Public Utils.*, Order No. 816, 153 FERC ¶ 61,065 (2015), *order on reh'g*, Order No. 816-A, 155 FERC ¶ 61,188 (2016); *Market-Based Rates for Wholesale Sales of Elec. Energy, Capacity and Ancillary Servs. by Pub. Utils.*, Order No. 697, 119 FERC ¶ 61,295 (2007), at P 3, *clarified*, 121 FERC ¶ 61,260 (2007), *order on reh'g*, Order No. 697-A, 123 FERC ¶ 61,055 (2008), *clarified*, 124 FERC ¶ 61,055, *order on reh'g*, Order No. 697-B, 125 FERC ¶ 61,326 (2008), *order on reh'g*, Order No. 697-C, 127 FERC ¶ 61,284 (2009), *order on reh'g*, Order No. 697-D, 130 FERC ¶ 61,206 (2010), *aff'd sub nom. Mont. Consumer Counsel v. FERC*, 659 F.3d 910 (9th Cir. 2011).

market-based rate authority if it wishes to resume making sales at market-based rates.³

4. The Commission further stated that, [o]nce this rule becomes effective, the requirement to comply with this rule will supersede the conditions in public utilities' market-based rate authorizations, and failure to comply with the requirements of this rule will subject public utilities to the same consequences they would face for not satisfying the conditions in their rate authorizations, including possible revocation of their authority to make wholesale power sales at market-based rates.⁴

5. Pursuant to these requirements, the Commission has revoked the market-based rate tariffs of market-based rate sellers that failed to submit their Electric Quarterly Reports.⁵

6. Sellers must file Electric Quarterly Reports consistent with the procedures set forth in Order Nos. 2001, 768,⁶ and 770.⁷ The exact filing dates for Electric Quarterly Reports are prescribed in 18 CFR 35.10b (2019). As noted above, Commission staff's review of the Electric Quarterly Reports for the period up to the third quarter of 2019 identified thirteen public utilities with market-based rate authorization that failed to file Electric Quarterly Reports. Commission staff contacted or attempted to contact these entities to remind them of their regulatory obligations. Despite these reminders, the public utilities listed in the caption of this order have not met these obligations. Accordingly, this order notifies these public utilities that their market-based rate authorizations will be revoked unless they comply with the Commission's requirements within fifteen days of the issuance of this order.

7. In the event that any of the above-captioned market-based rate sellers has already filed its Electric Quarterly Reports in compliance with the Commission's requirements, its inclusion herein is inadvertent. Such market-based rate seller is directed, within fifteen days of the date of issuance of this order, to make a filing with the Commission identifying itself and providing details about its prior filings that establish that it complied with the Commission's Electric Quarterly Report filing requirements.

³ Order No. 2001, 99 FERC ¶ 61,107 at P 222.

⁴ *Id.* P 223.

⁵ See, e.g., *Elec. Quarterly Reports*, 82 FR 60,976 (Dec. 26, 2017); *Elec. Quarterly Reports*, 80 FR 58,243 (Sep. 28, 2015); *Elec. Quarterly Reports*, 79 FR 65,651 (Nov. 5, 2014).

⁶ *Elec. Mkt. Transparency Provisions of Section 220 of the Fed. Power Act*, Order No. 768, 140 FERC ¶ 61,232 (2012), *order on reh'g*, Order No. 768-A, 143 FERC ¶ 61,054 (2013), *order on reh'g*, Order No. 768-B, 150 FERC ¶ 61,075 (2015).

⁷ See *Revisions to Elec. Quarterly Report Filing Process*, Order No. 770, 141 FERC ¶ 61,120 (2012).

8. If any of the above-captioned market-based rate sellers does not wish to continue having market-based rate authority, it may file a notice of cancellation with the Commission pursuant to section 205 of the FPA to cancel its market-based rate tariff.

The Commission orders:

(A) Within fifteen days of the date of issuance of this order, each public utility listed in the caption of this order shall file with the Commission all delinquent Electric Quarterly Reports. If a public utility subject to this order fails to make the filings required in this order, the Commission will revoke that public utility's market-based rate authorization and will terminate its electric market-based rate tariff. The Secretary is hereby directed, upon expiration of the filing deadline in this order, to promptly issue a notice, effective on the date of issuance, listing the public utilities whose tariffs have been revoked for failure to comply with the requirements of this order and the Commission's Electric Quarterly Report filing requirements.

(B) The Secretary is hereby directed to publish this order in the **Federal Register**.

By the Commission.

Issued: January 23, 2020.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

[FR Doc. 2020-01590 Filed 1-29-20; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP20-10-000]

Rover Pipeline LLC; Notice of Schedule for Environmental Review of the Wick Meter and Regulator Station Project

On November 1, 2019, Rover Pipeline LLC (Rover) filed an application in Docket No. CP20-10-000 requesting a Certificate of Public Convenience and Necessity pursuant to Section 7(c) of the Natural Gas Act to construct, own, and operate a new meter station. The Wick Meter and Regulator Station Project (Project) would allow for the delivery of natural gas supplies from gathering facilities, under development by Eureka Midstream, LLC, for transportation on the Rover pipeline system, and it would be located along Rover's Sherwood Lateral Pipeline in Tyler County, West Virginia.

On November 19, 2019, the Federal Energy Regulatory Commission

(Commission or FERC) issued its Notice of Application for the Project. Among other things, that notice alerted agencies issuing federal authorizations of the requirement to complete all necessary reviews and to reach a final decision on a request for a federal authorization within 90 days of the date of issuance of the Commission staff's Environmental Assessment (EA) for the Project. This instant notice identifies the FERC staff's planned schedule for the completion of the EA for the Project.

Schedule for Environmental Review

Issuance of EA: March 13, 2020.

90-day Federal Authorization

Decision Deadline: June 11, 2020.

If a schedule change becomes necessary, additional notice will be provided so that the relevant agencies are kept informed of the Project's progress.

Project Description

The Wick Meter and Regulator Station Project would consist of an ultrasonic meter skid and other ancillary facilities in Tyler County, West Virginia. The ancillary facilities would include piping and valves, electronic flow measurement devices, flow conditioners, instrumentation, telemetry, gas analysis devices, gas quality monitoring devices, flow control valves, condensate storage tank, and other related equipment. Rover would use about 2.1 acres of land to construct the station, of which 0.9 acre would be fenced and maintained for operation of the station.

Background

On January 21, 2020, the Commission issued a *Notice of Intent to Prepare an Environmental Assessment for the Proposed Wick Meter and Regulator Station Project and Request for Comments on Environmental Issues* (NOI). The NOI was sent to affected landowners; federal, state, and local government agencies; elected officials; environmental and public interest groups; Native American tribes; other interested parties. To date, no comments have been received in response to the NOI. All substantive comments will be addressed in the EA.

Additional Information

In order to receive notification of the issuance of the EA and to keep track of all formal issuances and submittals in specific dockets, the Commission offers a free service called eSubscription. This can reduce the amount of time you spend researching proceedings by automatically providing you with notification of these filings, document

summaries, and direct links to the documents. Go to www.ferc.gov/docs-filing/esubscription.asp.

Additional information about the Project is available from the Commission's Office of External Affairs at (866) 208-FERC or on the FERC website (www.ferc.gov). Using the eLibrary link, select General Search from the eLibrary menu, enter the selected date range and Docket Number excluding the last three digits (*i.e.*, CP20-10), and follow the instructions. For assistance with access to eLibrary, the helpline can be reached at (866) 208-3676, TTY (202) 502-8659, or at FERCOnlineSupport@ferc.gov. The eLibrary link on the FERC website also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rule makings.

Dated: January 24, 2020.

Kimberly D. Bose,
Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 1432-015]

PB Energy, Inc.; Notice of Termination of License (Minor Project) by Implied Surrender and Soliciting Comments, Protests, and Motions To Intervene

Take notice that the following hydroelectric proceeding has been initiated by the Commission:

a. *Type of Proceeding:* Termination of License by Implied Surrender.

b. *Project No.:* 1432-015.

c. *Date Initiated:* January 24, 2020.

d. *Licensee:* PB Energy, Inc.

e. *Name and Location of Project:* The Dry Spruce Bay Hydroelectric Project located on an unnamed stream near Port Bailey in Kodiak Island Borough County, Alaska.

f. *Filed Pursuant to:* Standard Article 24.

g. *Licensee Contact Information:* PB Energy, Inc., P.O. Box KPY, Kodiak, Alaska 99697.

h. *FERC Contact:* Kim Nguyen, (202) 502-6105, kim.nguyen@ferc.gov.

i. Deadline for filing comments, motions to intervene and protests, is thirty (30) days from the issuance date of this notice by the Commission. The Commission strongly encourages electronic filing. Please file motions to intervene, protests, and comments using the Commission's eFiling system at