

Federal Energy Regulatory Commission, 888 First St., NE., Washington, DC 20426.

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

*Deputy Secretary.*

[FR Doc. 2010-4429 Filed 3-3-10; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings #1

February 24, 2010.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER99-1005-005; ER09-304-002.

*Applicants:* KCP&L Greater Missouri Operations Company; Kansas City Power & Light Company.

*Description:* Kansas City Power & Light Co et al submits an amendment to their Triennial Market Power Filing for SPP Region and Tariff Filing.

*Filed Date:* 02/23/2010.

*Accession Number:* 20100224-0028.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, March 16, 2010.

*Docket Numbers:* ER99-1435-021; ER00-1814-009.

*Applicants:* Avista Corporation; Avista Turbine Power, Inc.

*Description:* Notice of Non-Material Change in Status of Avista Corporation, et. al. Pursuant to Order 697-C.

*Filed Date:* 01/29/2010.

*Accession Number:* 20100129-5121.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, March 17, 2010.

*Docket Numbers:* ER99-1757-016.

*Applicants:* Empire District Electric Company.

*Description:* Affidavit of Julie R Solomon which updates her previous affidavit to address revised calculations by the SPP of the SIL for certain balancing authority areas etc re The Empire District Electric Company.

*Filed Date:* 02/22/2010.

*Accession Number:* 20100223-0032.

*Comment Date:* 5 p.m. Eastern Time on Monday, March 15, 2010.

*Docket Numbers:* ER06-456-022; ER06-1271-017; ER06-880-017; ER06-954-018; ER07-1186-002; ER07-424-013; ER08-1065-002; ER08-1569-003; ER09-497-003; ER10-268-002; ER08-229-002.

*Applicants:* PJM Interconnection L.L.C.

*Description:* PJM Interconnection, LLC submits amendments to Schedule 12 of its Open Access Transmission Tariff to incorporate the methodology for assigning cost responsibility to Merchant Transmission Facilities etc.

*Filed Date:* 02/19/2010.

*Accession Number:* 20100222-0216.

*Comment Date:* 5 p.m. Eastern Time on Friday, March 12, 2010.

*Docket Numbers:* ER10-111-001.

*Applicants:* Bangor Hydro-Electric Company.

*Description:* Bangor Hydro Electric Company submits errata to 10/26/09 filing.

*Filed Date:* 02/23/2010.

*Accession Number:* 20100224-0205.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, March 16, 2010.

*Docket Numbers:* ER10-547-000.

*Applicants:* Golden Spread Electric Cooperative, Inc.

*Description:* Golden Spread Electric Cooperative, Inc submits corrected Second Revised Sheets 121 et al First Revised Rate Schedule 23.

*Filed Date:* 02/23/2010.

*Accession Number:* 20100223-0062.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, March 16, 2010.

*Docket Numbers:* ER10-550-001.

*Applicants:* Southwest Power Pool, Inc.

*Description:* Southwest Power Pool, Inc submits amendment to its Dec 31 filing to request that the Commission defer the effective date of the Tariff provisions proposed in the filing to 5/1/10.

*Filed Date:* 02/23/2010.

*Accession Number:* 20100223-0061.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, March 16, 2010.

*Docket Numbers:* ER10-589-001.

*Applicants:* El Paso Electric Company.

*Description:* El Paso Electric Company submits as requested the historical documents with the headers and footers required under Order 614 specification for tariff sheet designations.

*Filed Date:* 02/23/2010.

*Accession Number:* 20100224-0204.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, March 16, 2010.

*Docket Numbers:* ER10-792-000.

*Applicants:* TC Energy Trading, LLC.

*Description:* Application of TC Energy Trading, LLC for market-based rate authority, associated waivers, blanket approvals, notification of price reporting status and request for Category 1 Seller Determination.

*Filed Date:* 02/23/2010.

*Accession Number:* 20100224-0210.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, March 16, 2010.

*Docket Numbers:* ER10-793-000.

*Applicants:* Wolverine Creek Goshen Interconnection,

*Description:* Wolverine Creek Goshen Interconnection LLC et al submits First Amendment to the Common Facilities Agreement.

*Filed Date:* 02/23/2010.

*Accession Number:* 20100224-0203.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, March 16, 2010.

*Docket Numbers:* ER10-794-000.

*Applicants:* Entergy Services, Inc.

*Description:* Entergy Services, Inc submits revisions to its open access tariff, FERC Electric Tariff.

*Filed Date:* 02/23/2010.

*Accession Number:* 20100224-0202.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, March 16, 2010.

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies

of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St. NE., Washington, DC 20426.

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**Nathaniel J. Davis, Sr.,**  
Deputy Secretary.

[FR Doc. 2010-4428 Filed 3-3-10; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[R08-CO-2010-0001; FRL-9121-8]

**Adequacy Determination for the Denver Metro Area and North Front Range 8-Hour Ozone Attainment Plan's Motor Vehicle Emissions Budgets for Transportation Conformity Purposes; State of Colorado**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of adequacy.

**SUMMARY:** In this notice, EPA is notifying the public that the Agency has found that the motor vehicle emissions budgets for nitrogen oxides (NO<sub>x</sub>) and volatile organic compounds (VOC) contained in the Denver Metro Area and North Front Range 8-Hour Ozone Attainment Plan (hereafter "Denver/NFR Ozone Attainment Plan") are adequate for transportation conformity purposes. The Denver/NFR Ozone Attainment Plan was submitted to EPA as a revision to the State Implementation Plan (SIP) on June 18, 2009, by James B. Martin, Director, Colorado Department of Public Health and Environment. As a result of our finding, the Denver Regional Council of Governments (DRCOG), the North Front Range Metropolitan Planning Organization (NFR MPO), the Colorado Department of Transportation and the U.S. Department of Transportation are required to use these motor vehicle emissions budgets for

future transportation conformity determinations once this finding becomes effective.

**DATES:** This finding is effective March 19, 2010.

**FOR FURTHER INFORMATION CONTACT:** Tim Russ, Air Program (8P-AR), United States Environmental Protection Agency, Region 8, 1595 Wynkoop Street, Denver, Colorado 80202-1129, (303) 312-6479, or [russ.tim@epa.gov](mailto:russ.tim@epa.gov).

**SUPPLEMENTARY INFORMATION:** Throughout this document, whenever "we," "us," or "our," are used, we mean EPA.

This notice is simply an announcement of a finding that we have already made. EPA sent a letter to the Colorado Department of Public Health and Environment (CDPHE) on January 21, 2010, stating that the motor vehicle emissions budgets (MVEB) in the submitted Denver/NFR Ozone Attainment Plan are adequate. The MVEBs in the Denver/NFR Ozone Attainment Plan were posted for adequacy review on EPA's transportation conformity Web site on October 15, 2009. The public comment period closed on November 16, 2009 and we did not receive any comments in response to the adequacy review posting (*see* <http://www.epa.gov/otaq/stateresources/transconf/currstips.htm#denver-me>).

The MVEBs we found adequate are presented in the following table:

Area of applicability	2010 NO <sub>x</sub> emissions (tons per day)	2010 VOC emissions (tons per day)
Northern Subarea <sup>1</sup> .....	20.5	19.5
Southern Subarea <sup>1</sup> .....	102.4	89.7
Total Nonattainment Area .....	122.9	109.2

<sup>1</sup> The Subareas are defined in section VI of the Denver/NFR Ozone Attainment Plan.

As we stated in our January 21, 2010 letter to CDPHE, the initial conformity determination must be done using the total nonattainment area MVEBs for NO<sub>x</sub> and VOCs. After the initial conformity determination, DRCOG and the NFR MPO may switch from using the total nonattainment area MVEBs to using the sub-area MVEBs for determining conformity. To switch to use of the sub-area MVEBs (or to subsequently switch back to use of the total nonattainment area MVEBs), DRCOG and the NFR MPO must use the process as described in the Denver/NFR Ozone Attainment Plan on pages VI-4 through VI-6.

Transportation conformity is required by section 176(c) of the Clean Air Act.

The conformity rule provisions at 40 CFR part 93 require that transportation plans, programs, and projects conform to SIPs and establish the criteria and procedures for determining whether or not they do. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the National Ambient Air Quality Standard (NAAQS).

The criteria by which we determine whether a SIP's MVEBs are adequate for conformity purposes are outlined in 40 CFR 93.118(e)(4) which was promulgated August 15, 1997 (*see* 62 FR 43780). We described our process for determining the adequacy of submitted

SIP MVEBs in our July 1, 2004 Transportation Conformity Rule Amendments (*see* 69 FR 40004). We used these resources in making our adequacy determination. Please note that our adequacy review is separate from our rulemaking action on the Denver/NFR Ozone Attainment Plan and should not be used to prejudice our ultimate approval or disapproval of the SIP revision. Even if we find a budget adequate, we may later disapprove the SIP.

**Authority:** 42 U.S.C. 7401 *et seq.*