

a Presidential permit issued pursuant to Executive Order (EO) 10485, as amended by EO 12038. Existing Presidential permits are not transferable or assignable. However, in the event of a proposed voluntary transfer of facilities, in accordance with DOE regulations at 10 CFR 205.323, the existing permit holder and the transferee are required to file a joint application with DOE that includes a statement of reasons for the transfer.

On June 23, 2010, BCTC and BC Hydro (collectively the "Applicants") jointly filed an application with DOE requesting that Presidential Permit No. PP-22, as amended, issued to BCTC be rescinded and that a new Presidential permit be issued simultaneously to BC Hydro for the same international transmission facilities. The international transmission facilities authorized by Presidential Permit No. PP-22, as amended, include seven single conductor 132 kilovolt (kV) submarine cables and three single conductor 260 kV DC submarine cables. These cables do not connect to any U.S. electrical facility, but rather connect to the mainland of British Columbia, Canada and Vancouver Island. They do, however, pass through the United States territorial waters in the Strait of Georgia.

The Applicants requested that the issuance of the new permit be made effective as of July 5, 2010, to coincide with the date that BCTC was to be integrated into BC Hydro by operation of law pursuant to British Columbia's Clean Energy Act.

Since restructuring of the electric power industry began, resulting in the introduction of different types of competitive entities into the marketplace, DOE has consistently expressed its policy that cross-border trade in electric energy should be subject to the same principles of comparable open access and non-discrimination that apply to transmission in interstate commerce. DOE has stated that policy in export authorizations granted to entities requesting authority to export over international transmission facilities. Specifically, DOE expects transmitting utilities owning border facilities to provide access across the border in accordance with the principles of comparable open access and non-discrimination contained in the FPA and articulated in the Federal Energy Regulatory Commission Order No. 888 (Promoting Wholesale Competition Through Open Access Non-Discriminatory Transmission Services by Public utilities; FERC Stats. & Regs. ¶13,036 (1996)), as amended. In furtherance of this policy, on July 27,

1999, (64 FR 40586) DOE initiated a proceeding in which it noticed its intention to condition existing and future Presidential permits, appropriate for third party transmission, on compliance with a requirement to provide non-discriminatory open access transmission service. That proceeding is not yet complete. In that proceeding, DOE determined that the international transmission lines authorized by the Presidential permit currently held by BCTC are not appropriate for third party transmission, because the lines are not connected to the U.S. domestic electric power system. Therefore, a requirement to provide non-discriminatory open access transmission service will not be added to the permit being issued to BC Hydro.

**Procedural Matters:** Any person desiring to become a party to this proceeding or to be heard by filing comments or protests to this application should file a petition to intervene, comment or protest at the address provided above in accordance with § 385.211 or 385.214 of the Federal Energy Regulatory Commission's (FERC) Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each comment, petition and protest should be filed with DOE on or before the date listed above.

Additional copies of such petitions to intervene or protests also should be filed directly with: Glenn S. Benson, Perkins, Coie, LLP, 607 Fourteenth Street, NW., Washington, DC 20005 AND Joanna Sofield, Chief Regulatory Officer, BC Hydro, 333 Dunsmuir Street, 16th Floor, Vancouver British Columbia V6B 5R3.

Before a Presidential permit may be granted or amended, DOE must determine that the proposed action will not adversely impact on the reliability of the U.S. electric power supply system. In addition, DOE must consider the environmental impacts of the proposed action (*i.e.*, granting the Presidential permit or amendment, with any conditions and limitations, or denying the permit) pursuant to the National Environmental Policy Act of 1969. DOE also must obtain the concurrences of the Secretary of State and the Secretary of Defense before taking final action on a Presidential permit application.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above. In addition, the application may be reviewed or downloaded electronically at [http://www.oe.energy.gov/permits/permits\\_pending.htm](http://www.oe.energy.gov/permits/permits_pending.htm). Upon reaching

the home page, select "Pending Applications."

Issued in Washington, DC, on August 2, 2010.

**Anthony J. Como,**

*Director, Permitting and Siting Office of Electricity Delivery and Energy Reliability.*

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**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

### National Commission on the BP Deepwater Horizon Oil Spill and Offshore Drilling

**AGENCY:** Department of Energy, Office of Fossil Energy.

**ACTION:** Notice of Open Meeting.

**SUMMARY:** This notice announces an open meeting for the National Commission on the BP Deepwater Horizon Oil Spill and Offshore Drilling (the Commission). The Commission was organized pursuant to the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770) (the Act). The Act requires that agencies publish these notices in the **Federal Register**. The Charter of the Commission can be found at: <http://www.OilSpillCommission.gov>.

**DATES:** Wednesday, August 25, 2010, 9 a.m.-5 p.m.

**ADDRESSES:** Ronald Reagan Building and International Trade Center, 1300 Pennsylvania Avenue, NW., Washington, DC 20004; telephone number: 1-202-312-1300.

**FOR FURTHER INFORMATION CONTACT:** Christopher A. Smith, Designated Federal Officer, Mail Stop: FE-30, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585; telephone (202) 586-0716 or facsimile (202) 586-6221; e-mail: [BPDeepwaterHorizonCommission@hq.doe.gov](mailto:BPDeepwaterHorizonCommission@hq.doe.gov).

#### SUPPLEMENTARY INFORMATION:

**Background:** The President directed that the Commission be established to examine the relevant facts and circumstances concerning the root causes of the BP Deepwater Horizon explosion, fire and oil spill and to develop options to guard against, and mitigate the impact of, any oil spills associated with offshore drilling in the future.

The Commission is composed of seven members appointed by the President to serve as special Government employees. The members were selected because of their extensive scientific, legal, engineering, and environmental expertise, and their knowledge of issues pertaining to the oil

and gas industry. Information on the Commission can be found at its Web site: <http://www.OilSpillCommission.gov>.

**Purpose of the Meeting:** Inform the Commission members about the relevant facts and circumstances concerning the root causes of the BP Deepwater Horizon oil disaster. The meeting will provide the Commission with the opportunity to hear presentations and statements from various experts and provide additional information for the Commission's consideration.

**Tentative Agenda:** The meeting is expected to start on August 25 at 9 a.m. Presentations to the Commission are expected to begin shortly thereafter. Public comments can be made from 3:45 p.m. to 4:45 p.m. The final agenda will be available at the Commission's Web site at <http://www.OilSpillCommission.gov>.

**Public Participation:** The meeting is open to the public, with capacity and seats available on a first-come, first-serve basis. The Designated Federal Officer is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business.

Approximately one hour will be reserved for public comments. Time allotted per speaker will be 3 minutes. Opportunity for public comment will be available on August 25 from 3:45 p.m. to 4:45 p.m. Registration for those wishing to request an opportunity to speak opens on-site at 8 a.m. Speakers will be chosen on a first-come, first-serve basis. Members of the public wishing to provide oral comments are encouraged to provide a written copy of their comments for collection at the time of on-site registration.

Those not able to attend the meeting may view the meeting live on the Commission Web site: <http://www.OilSpillCommission.gov>. Those individuals who are not able to attend the meeting, or who are not able to provide oral comments during the meeting, are invited to send a written statement to Christopher A. Smith, Mail Stop FE-30, U.S. Department of Energy, 1000 Independence Ave., SW., Washington, DC 20585, or e-mail: [BPDeepwaterHorizonCommission@hq.doe.gov](mailto:BPDeepwaterHorizonCommission@hq.doe.gov).

**Minutes:** The minutes of the meeting will be available at the Commission's Web site: <http://www.OilSpillCommission.gov> or by contacting Mr. Smith. He may be reached at the postal or e-mail addresses above.

**Accommodation for the hearing impaired:** A sign language interpreter will be on site for the duration of the meeting.

Issued in Washington, DC, on August 3, 2010.

**LaTanya R. Butler,**

*Acting Deputy Committee Management Officer.*

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**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13381-001]

#### Jonathan and Jayne Chase; Notice of Application Tendered for Filing With the Commission and Soliciting Additional Study Requests

July 30, 2010.

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.:* 13381-001.

c. *Date filed:* July 23, 2010.

d. *Applicant:* Jonathan and Jayne Chase.

e. *Name of Project:* Troy Hydroelectric Project.

f. *Location:* On the Missisquoi River, in the Town of Troy, Orleans County, Vermont. 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:* Jonathan and Jayne Chase, 361 Goodall Road, Derby Line, VT 05830, (802) 895-2980.

i. *FERC Contact:* Tom Dean, (202) 502-6041.

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:* September 21, 2010.

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>) under the "eFiling" link. For a simpler method of submitting text only comments, click on "Quick Comment." 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 eight 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 Troy Project would consist of: (1) The existing 180-foot-long, 55.7-foot-high Bakers Fall dam with a 134-foot-long spillway and a 3.33-foot-wide, 4.0-foot-high wastegate located below the spillway; (2) an existing 6.9-acre impoundment with a normal water surface elevation of 739.4 feet above mean sea level; (3) an existing intake structure equipped with two 3.33-foot-wide, 4.0-foot-high headgates; (4) an existing forebay with a 2.0-foot-wide, 2.0-foot-high wastegate; (5) an existing 250-foot-long, 6.5-foot-diameter penstock; (6) an existing powerhouse containing one inoperable 600-kilowatt (kW) generating unit; and (7) an existing 90-foot-long, 12.47-kilovolt transmission line.

The applicant proposes to: (1) Rehabilitate and increase the capacity of the inoperable generating unit to 850 kW; and (2) replace the existing transmission line with new transmission line. The proposed project is estimated to generate an average of 1,500 megawatt-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.