

*Comment Date:* 5 p.m. Eastern time on Monday, August 23, 2010.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. 2010-20462 Filed 8-17-10; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL10-73-000]

#### **BE Louisiana, LLC; Notice of Institution of Section 206 Proceeding and Refund Effective Date**

August 12, 2010.

On August 11, 2010, the Commission issued an order that instituted a proceeding in Docket No. EL10-73-000, pursuant to section 206 of the Federal Power Act (FPA), 16 USC 824e, to determine whether the J.P. Morgan Sellers' <sup>1</sup> market-based rate authority in the Cleco Corporation, Inc. balancing authority area remains just and reasonable. *BE Louisiana, LLC*, 132 FERC ¶ 61,118 (2010).

The refund effective date in Docket No. EL10-73-000, established pursuant to section 206(b) of the FPA, will be the date of publication of this notice in the **Federal Register**.

**Kimberly J. Bose,**  
*Secretary.*

[FR Doc. 2010-20456 Filed 8-17-10; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL10-74-000]

#### **Dogwood Energy, LLC; Notice of Institution of Section 206 Proceeding and Refund Effective Date**

August 12, 2010.

On August 11, 2010, the Commission issued an order that instituted a proceeding in Docket No. EL10-74-000, pursuant to section 206 of the Federal Power Act (FPA), 16 U.S.C. 824e, to determine whether Dogwood Energy, LLC's market-based rate authority in the KCP&L Greater Missouri Operations Company balancing authority area

<sup>1</sup> For purposes of this notice, the J.P. Morgan Sellers are BE Louisiana, LLC, Cedar Brakes I, L.L.C., Cedar Brakes II, L.L.C., J.P. Morgan Commodities Canada Corporation, J.P. Morgan Ventures Energy Corporation, and Utility Contract Funding, L.L.C.

remains just and reasonable. *Dogwood Energy, LLC*, 132 FERC ¶ 61,120 (2010).

The refund effective date in Docket No. EL10-74-000, established pursuant to section 206(b) of the FPA, will be the date of publication of this notice in the **Federal Register**.

**Kimberly J. Bose,**  
*Secretary.*

[FR Doc. 2010-20457 Filed 8-17-10; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP10-459-000]

#### **ETC Tiger Pipeline, LLC; Notice of Intent To Prepare an Environmental Assessment for the Proposed ETC Tiger Pipeline Expansion Project—Phase I and Request for Comments on Environmental Issues**

August 12, 2010.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental assessment (EA) that will discuss the environmental impacts of the ETC Tiger Pipeline Expansion Project—Phase I, involving construction and operation of facilities by ETC Tiger Pipeline, LLC (Tiger) in Bienville, Jackson, Ouachita, and Red River Parishes in Louisiana. This EA will be used by the Commission in its decision-making process to determine whether the project is in the public convenience and necessity.

This notice announces the opening of the scoping process the Commission will use to gather input from the public and interested agencies on the project. Your input will help the Commission staff determine what issues need to be evaluated in the EA. Please note that the scoping period will close on September 13, 2010.

This notice is being sent to the Commission's current environmental mailing list for this project. State and local government representatives are asked to notify their constituents of this planned project and encourage them to comment on their areas of concern.

If you are a landowner receiving this notice, you may be contacted by a pipeline company representative about the acquisition of an easement to construct, operate, and maintain the proposed facilities. The company would seek to negotiate a mutually acceptable agreement. However, if the project is approved by the Commission, that approval conveys with it the right of

eminent domain. Therefore, if easement negotiations fail to produce an agreement, the pipeline company could initiate condemnation proceedings where compensation would be determined in accordance with state law.

A fact sheet prepared by the FERC entitled "An Interstate Natural Gas Facility On My Land? What Do I Need To Know?" was attached to the project notice Tiger provided to landowners. This fact sheet addresses a number of typically-asked questions, including the use of eminent domain and how to participate in the Commission's proceedings. It is also available for viewing on the FERC Web site (<http://www.ferc.gov>).

#### **Summary of the Proposed Project**

Tiger has proposed Phase I of the ETC Tiger Pipeline Expansion Project to construct two pipeline loops of the ETC Tiger Pipeline and add compression at three compressor stations. The pipeline construction would consist of: Loop 1—approximately 8.2 miles of new 42-inch diameter loop <sup>1</sup> in Bienville Parish, Louisiana (LA); and Loop 2—approximately 12.3 miles of new 42-inch diameter pipeline in Jackson and Ouachita Parishes, LA. Associated aboveground facilities consisting of side valves, crossover piping, pig launchers <sup>2</sup> and receivers would be constructed at each end of the pipeline loops.

In addition, Tiger would install additional compression at the following existing compressor stations: Approximately 4,735 horsepower (hp) at the Cannisnia Compressor Station in Red River Parish, LA; approximately 8,180 hp of compression at the Bienville Compressor Station in Bienville Parish, LA; and approximately 17,650 hp of compression at the Chatham Compressor Station in Jackson Parish, LA. The Project would add 0.4 billion cubic feet/day of natural gas capacity to Tiger's system.

The general location of the project facilities is shown in Appendix 1.<sup>3</sup>

<sup>1</sup> A pipeline loop is a segment of new pipeline constructed parallel to an existing pipeline to increase capacity.

<sup>2</sup> A "pig" is a tool that is inserted into and moves through the pipeline, and is used for cleaning the pipeline, internal inspections, or other purposes.

<sup>3</sup> The appendices referenced in this notice are not being printed in the **Federal Register**. Copies of appendices were sent to all those receiving this notice in the mail and are available at <http://www.ferc.gov> using the link called "eLibrary" or from the Commission's Public Reference Room, 888 First Street, NE., Washington, DC 20426, or call (202) 502-8371. For instructions on connecting to eLibrary, refer to the last page of this notice.

### Land Requirements for Construction

Construction of the proposed facilities would disturb approximately 383 acres of previously disturbed rights-of-way and existing industrial land for the aboveground facilities and the pipeline and approximately 4 acres of undisturbed land. Following construction, about 150 acres would be maintained for permanent operation of the project's facilities; the remaining acreage would be restored and allowed to revert to former uses. The entire proposed pipeline route parallels the existing Tiger Pipeline right-of-way.

### The EA Process

The National Environmental Policy Act (NEPA) requires the Commission to take into account the environmental impacts that could result from an action whenever it considers the issuance of a Certificate of Public Convenience and Necessity. NEPA also requires us<sup>4</sup> to discover and address concerns the public may have about proposals. This process is referred to as "scoping". The main goal of the scoping process is to focus the analysis in the EA on the important environmental issues. By this notice, the Commission requests public comments on the scope of the issues to address in the EA. All comments received will be considered during the preparation of the EA.

In the EA we will discuss impacts that could occur as a result of the construction and operation of the proposed project under these general headings:

- Geology and soils;
- Land use;
- Water resources, fisheries, and wetlands;
- Cultural resources;
- Vegetation and wildlife;
- Endangered and threatened species;
- Air quality and noise; and
- Public safety.

We will also evaluate reasonable alternatives to the proposed project or portions of the project, and make recommendations on how to lessen or avoid impacts on the various resource areas.

Our independent analysis of the issues will be presented in the EA. The EA will be placed in the public record and, depending on the comments received during the scoping process, may be published and distributed to the public. A comment period will be allotted if the EA is published for review. We will consider all comments on the EA before we make our recommendations to the Commission.

<sup>4</sup> "We", "us", and "our" refer to the environmental staff of the Commission's Office of Energy Projects.

To ensure your comments are considered, please carefully follow the instructions in the Public Participation section below.

With this notice, we are asking agencies with jurisdiction and/or special expertise with respect to environmental issues to formally cooperate with us in the preparation of the EA. These agencies may choose to participate once they have evaluated the proposal relative to their responsibilities. Agencies that would like to request cooperating agency status should follow the instructions for filing comments provided under the Public Participation section of this notice.

### Consultations Under Section 106 of the National Historic Preservation Act

In accordance with the Advisory Council on Historic Preservation's implementing regulations for section 106 of the National Historic Preservation Act, we are using this notice to initiate consultation with applicable State Historic Preservation Office(s), and to solicit their views and those of other government agencies, interested Indian tribes, and the public on the project's potential effects on historic properties.<sup>5</sup> We will define the project-specific Area of Potential Effects (APE) in consultation with the SHPO(s) as the project is further developed. On natural gas facility projects, the APE at a minimum encompasses all areas subject to ground disturbance (examples include construction right-of-way, contractor/pipe storage yards, compressor stations, and access roads). Our EA for this project will document our findings on the impacts on historic properties and summarize the status of consultations under section 106.

### Public Participation

You can make a difference by providing us with your specific comments or concerns about the project. Your comments should focus on the potential environmental effects, reasonable alternatives, and measures to avoid or lessen environmental impacts. The more specific your comments, the more useful they will be. To ensure that your comments are timely and properly recorded, please send your comments so that they will be received in Washington, DC, on or before September 13, 2010.

<sup>5</sup> The Advisory Council on Historic Preservation's regulations are at Title 36, Code of Federal Regulations, Part 800. Historic properties are defined in those regulations as any prehistoric or historic district, site, building, structure, or object included in or eligible for inclusion in the National Register for Historic Places.

For your convenience, there are three methods which you can use to submit your comments to the Commission. In all instances please reference the project docket number (CP10-459-000) with your submission. The Commission encourages electronic filing of comments and has expert eFiling staff available to assist you at (202) 502-8258 or [efiling@ferc.gov](mailto:efiling@ferc.gov).

(1) You may file your comments electronically by using the *eComment* feature, which is located on the Commission's Web site at <http://www.ferc.gov> under the link to *Documents and Filings*. An eComment is an easy method for interested persons to submit brief, text-only comments on a project;

(2) You may file your comments electronically by using the *eFiling* feature, which is located on the Commission's Web site at <http://www.ferc.gov> under the link to *Documents and Filings*. With eFiling you can provide comments in a variety of formats by attaching them as a file with your submission. New eFiling users must first create an account by clicking on "eRegister." You will be asked to select the type of filing you are making. A comment on a particular project is considered a "Comment on a Filing"; or

(3) You may file a paper copy of your comments at the following address: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Room 1A, Washington, DC 20426.

### Environmental Mailing List

The environmental mailing list includes federal, Louisiana State, and local Parish government representatives and agencies; elected officials; environmental and public interest groups; Native American Tribes; other interested parties; and local libraries and newspapers. This list also includes all affected landowners (as defined in the Commission's regulations) who are potential right-of-way grantors, whose property may be used temporarily for project purposes, or who own homes within certain distances of aboveground facilities, and anyone who submits comments on the project. We will update the environmental mailing list as the analysis proceeds to ensure that we send the information related to this environmental review to all individuals, organizations, and government entities interested in and/or potentially affected by the proposed project.

If the EA is published for distribution, copies will be sent to the environmental mailing list for public review and comment. If you would prefer to receive

a paper copy of the document instead of the CD version or would like to remove your name from the mailing list, please return the attached Information Request (Appendix 2).

#### Becoming an Intervenor

In addition to involvement in the EA scoping process, you may want to become an “intervenor” which is an official party to the Commission’s proceeding. Intervenor’s play a more formal role in the process and are able to file briefs, appear at hearings, and be heard by the courts if they choose to appeal the Commission’s final ruling. An intervenor formally participates in the proceeding by filing a request to intervene. Instructions for becoming an intervenor are included in the User’s Guide under the “e-filing” link on the Commission’s Web site.

#### Additional Information

Additional information about the project is available from the Commission’s Office of External Affairs, at (866) 208–FERC, or on the FERC Web site at <http://www.ferc.gov> using the “eLibrary” link. Click on the eLibrary link, click on “General Search” and enter the docket number, excluding the last three digits in the Docket Number field (i.e., CP10–459). Be sure you have selected an appropriate date range. For assistance, please contact FERC Online Support at [FercOnlineSupport@ferc.gov](mailto:FercOnlineSupport@ferc.gov) or toll free at (866) 208–3676, or for TTY, contact (202) 502–8659. The eLibrary link also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rulemakings.

In addition, the Commission now offers a free service called eSubscription which allows you to keep track of all formal issuances and submittals in specific dockets. 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 <http://www.ferc.gov/esubscribenow.htm>.

Finally, public meetings or site visits will be posted on the Commission’s calendar located at <http://www.ferc.gov/EventCalendar/EventsList.aspx> along with other related information.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2010–20451 Filed 8–17–10; 8:45 am]

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#### DEPARTMENT OF ENERGY

##### Federal Energy Regulatory Commission

[Project No. 405–097]

##### Exelon Generation Company, LLC; Notice of Panel Meeting and Technical Conference Details

August 12, 2010.

On August 3, 2010, Commission staff, in response to the filing of a notice of study dispute by the Maryland Department of Environment (Maryland DOE) convened a single three-person Dispute Resolution Panel (Panel) pursuant to 18 CFR 5.14(d). Maryland DOE disputed the Commission’s study determinations on the following studies: (1) Seasonal and diurnal water quality in Conowingo Pond and below Conowingo dam (study 3.1); (2) downstream fish passage effectiveness study (study 3.2); (3) hydrologic study of the lower Susquehanna River (study 3.11); and (4) characterization of downstream aquatic communities (study 3.18). On July 21, 2010, the Commission issued a Notice of Dispute Resolution Process Schedule, Panel Meeting and Technical Conference. The technical conference date is repeated below with additional logistical details.

The purpose of the technical conference is for the disputing agencies, applicants, and Commission to provide the Panel with additional information necessary to evaluate the disputed study. All local, state, and federal agencies, Indian tribes, and other interested parties are invited to attend the meeting as observers. The Panel may also request information or clarification on written submissions as necessary to understand the matters in dispute. The Panel will limit all input that it receives to the specific studies or information in dispute and will focus on the applicability of such studies or information to the study criteria stipulated in 18 CFR 5.9(b). If the number of participants wishing to speak creates time constraints, the Panel may, at its discretion, limit the speaking time for each participant.

#### Technical Conference

*Date:* Tuesday, August 31, 2010.

*Time:* 8:30 a.m.–5 p.m.

*Place:* Darlington Fire Station, 2600 Castleton Road, Darlington, Maryland.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2010–20459 Filed 8–17–10; 8:45 am]

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#### DEPARTMENT OF ENERGY

##### Federal Energy Regulatory Commission

[Docket No. CP10–478–000]

##### Colorado Interstate Gas Company; Notice of Request Under Blanket Authorization

August 12, 2010.

Take notice that on August 3, 2010, Colorado Interstate Gas Company (CIG), Post Office Box 1087, Colorado Springs, Colorado 80944, filed in Docket No. CP10–478–000, a prior notice request pursuant to sections 157.205 and 157.216 of the Federal Energy Regulatory Commission’s (Commission) Regulations under the Natural Gas Act for authorization to abandon, by removal, the previously abandoned above-ground facilities at the Fourway Compressor Station, located in Moore County, Texas, all as more fully set forth in the application, which is on file with the Commission and open to public inspection. The filing may also be viewed on the Web 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 at [FercOnlineSupport@ferc.gov](mailto:FercOnlineSupport@ferc.gov) or call toll-free, (866) 208–3676 or TTY, (202) 502–8659.

Specifically, CIG proposes to abandon, by removal, all of the aboveground facilities including the following facilities: Five abandoned-in-place 1,320 Horsepower compressor units, office, shop, warehouse, auxiliary building, compressor building, foundations and basements, as well as other facilities. CIG proposes to remove all above-ground facilities with the exception of two functioning pigging facilities, which service the existing and operating Line No. 3A (Fourway to Kit Carson Line) and Line No. 193A (Plum Creek Lateral). CIG declares that the proposed removal activities will take place entirely within the station yard. CIG estimates the cost to complete the removal of the Fourway Compressor Station to be approximately \$3.8 million. CIG avers that subsequent to the abandonment in place, the Fourway facilities have been vandalized. To deter future vandalism, CIG believes that it is prudent to remove the aboveground facilities at the station.

Any questions regarding the application should be directed to Susan C. Stires, Director, Regulatory Affairs Department, Post Office Box 1087, Colorado Interstate Gas Company,