

**COMMODITY FUTURES TRADING COMMISSION**

**Agency Information Collection Activities: Notice of Intent To Renew Collection 3038-0013, Exemptions From Speculative Limits**

**AGENCY:** Commodity Futures Trading Commission.

**ACTION:** Notice.

**SUMMARY:** The Commodity Futures Trading Commission (CFTC) is announcing an opportunity for public comment on the proposed collection of certain information by the agency. Under the Paperwork Reduction Act of 1995 (PRA), 44 U.S.C. 3501 *et seq.*, Federal agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information, and to allow 60 days for public comment in response to the notice. This notice solicits comments on exemptions from speculative limits.

**DATES:** Comments must be submitted on or before March 28, 2005.

**ADDRESSES:** Comments may be mailed to Judith E. Payne, Division Economic Analysis, U.S. Commodity Futures Trading Commission, 1155 21st Street, NW., Washington, DC 20581.

**FOR FURTHER INFORMATION CONTACT:** Gary Martinaitis, (202) 418-5209; FAX: (202) 418-5527; e-mail: [gmartinaitis@cftc.gov](mailto:gmartinaitis@cftc.gov).

**SUPPLEMENTARY INFORMATION:** Under the PRA, Federal agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. "Collection of information" is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA, 44 U.S.C. 3506(c)(2)(A), requires Federal agencies to provide a 60-day notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, the CFTC is publishing notice of the proposed collection of information listed below.

With respect to the following collection of information, the CFTC invites comments on:

- Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have a practical use;
- The accuracy of the Commission's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

- Ways to enhance the quality, usefulness, and clarity of the information to be collected; and
- Ways to minimize the burden of collection of information on those who are to respond, including through the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology; *e.g.*, permitting electronic submission of responses.

**Exemptions From Speculative Limits, OMB Control Number 3038-0013—Extension**

Section 4a(a) of the Commodity Exchange Act (Act) allows the Commission to set speculative limits in any commodity for future delivery in order to prevent excessive speculation. Certain sections of the act and/or the Commission's Regulations allow exemptions from the speculative limits for persons using the market for hedging and, under certain circumstances, for commodity pool operators and similar traders. This information collection contains the recordkeeping and reporting requirements needed to ensure regulatory compliance with Commission rules relating to this issue.

The Commission estimates the burden of this collection of information as follows:

**ESTIMATED ANNUAL REPORTING BURDEN**

| Regulations (17 CFR)     | Estimated number of respondents | Reports annually by each respondent | Total annual responses | Estimated number of hours per response | Annual burden |
|--------------------------|---------------------------------|-------------------------------------|------------------------|--|---------------|
| Rule 1.47 and 1.48 ..... | 7                               | 2                                   | 14                     | 3                                      | 42            |
| Part 150 .....           | 2                               | 1                                   | 2                      | 3                                      | 6             |

There are not capital costs or operating and maintenance costs associated with this collection.

Dated: January 19, 2005.

**Jean A. Webb,**

*Secretary of the Commission.*

[FR Doc. 05-1386 Filed 1-25-05; 8:45 am]

**BILLING CODE 6351-01-M**

**DEPARTMENT OF DEFENSE**

**Department of the Army**

**Performance Review Boards Membership**

**AGENCY:** Department of the Army, DoD.

**ACTION:** Notice.

**SUMMARY:** Notice is given of the additional names of members of a

Performance Review Board for the Department of the Army.

**EFFECTIVE DATE:** January 13, 2005.

**FOR FURTHER INFORMATION CONTACT:** Marilyn Ervin, U.S. Army Senior Executive Service Office, Assistant Secretary of the Army, Manpower & Reserve Affairs, 111 Army, Washington, DC 20310-0111.

**SUPPLEMENTARY INFORMATION:** Section 4314(c)(1) through (5) of Title 5, U.S.C., requires each agency to establish, in accordance with regulations, one or more Senior Executive Service performance review boards. The boards shall review and evaluate the initial appraisal of senior executives' performance by supervisors and make recommendations to the appointing authority or rating official relative to the performance of these executives.

The members of the Performance Review Board for the U.S. Army Corps of Engineers are:

1. BG Merdith Temple, Commanding General, North Atlantic Division.
2. BG William T. Grisoli, Commanding General, Northwestern Division.
3. BG Robert Crear, Commanding General, Mississippi Valley Division.
4. BG Joseph Schroedel, Commanding General, South Pacific Division.
5. Mr. Fred Caver, Deputy Director of Civil Works, Directorate of Civil Works (HQ).
6. Ms. Patricia Rivers, Chief Environmental Division, Directorate of Military Programs (HQ).
7. Mr. Wilbert Berrios, Director of Corporate Information, Directorate of Corporate Information (HQ).

8. Mr. Mohan Singh, Regional Business Director, North Atlantic Division.

**Brenda S. Bowen,**

*Army Federal Register Liaison Office.*

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BILLING CODE 3710-08-M

## DEPARTMENT OF ENERGY

### Bonneville Power Administration

#### Arlington Wind Interconnection Project

**AGENCY:** Bonneville Power Administration (BPA), Department of Energy (DOE).

**ACTION:** Notice of availability of Record of Decision (ROD).

**SUMMARY:** This notice announces the availability of the ROD to offer contract terms to interconnect up to 200 megawatts of wind generation from the Columbia Energy Partners' proposed Arlington Wind Project into the Federal Columbia River Transmission System. The wind project will be interconnected at the proposed BPA Jones Canyon Switching Station. BPA's McNary-Santiam #2 230-kilovolt transmission line will be looped through Jones Canyon Switching Station for the purpose of providing transmission access to the wind project. These proposed facilities will be located in Gilliam County, Oregon, about 3 miles southwest of Arlington, Oregon. The decision to offer terms to interconnect the Arlington Wind Project is consistent with and tiered to BPA's Business Plan Final Environmental Impact Statement (DOE/EIS-0183, June 1995) and the Business Plan ROD (August 1995).

**ADDRESSES:** Copies of this ROD and the Business Plan EIS and ROD may be obtained by calling BPA's toll-free document request line, 1-800-622-4520. The RODs and EIS are also available on our Web site, <http://www.efw.bpa.gov>.

**FOR FURTHER INFORMATION, CONTACT:** Donald L. Rose, Bonneville Power Administration—KEC-4, P.O. Box 3621, Portland, Oregon, 97208-3621; toll-free number 1-800-282-3713; fax number 503-230-5699; or e-mail [dlrose@bpa.gov](mailto:dlrose@bpa.gov).

Issued in Portland, Oregon, on January 14, 2005.

**Stephen J. Wright,**

*Administrator and Chief Executive Officer.*

[FR Doc. 05-1387 Filed 1-25-05; 8:45 am]

BILLING CODE 6450-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Applications for Non-Project Use of Project Lands and Soliciting Comments, Motions To Intervene, and Protests

January 14, 2005.

Take notice that the following applications have been filed with the Commission and is available for public inspection:

a. *Application Type:* Non-Project Use of Project Lands.

b. *Project Nos.:* 2210-110 and 2210-111.

c. *Date Filed:* January 6, 2005.

d. *Applicant:* Appalachian Power Company (APC).

e. *Name of Project:* Smith Mountain Pumped Storage Project.

f. *Location:* The project is located on the Roanoke River, in Bedford, Pittsylvania, Franklin, and Roanoke Counties, Virginia.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a), 825(r) and §§ 799 and 801.

h. *Applicant Contact:* Teresa P. Rogers, Hydro Generation Department, American Electric Power, PO Box 2021, Roanoke, VA 24022-2121, (540) 985-2441.

i. *FERC Contact:* Any questions on this notice should be addressed to Mrs. Heather Campbell at (202) 502-6182, or e-mail address: [heather.campbell@ferc.gov](mailto:heather.campbell@ferc.gov).

j. *Deadline for filing comments and or motions:* February 14, 2005.

All documents (original and eight copies) should be filed with: Ms. Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington DC 20426. Please include the project number (P-2210-110 for the Pitstop Marina and P-2210-111 for Sanctuary Bay) on any comments or motions filed. Comments, protests, and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site at <http://www.ferc.gov> under the "e-Filing" link. The Commission strongly encourages e-filings.

k. *Description of Request:* APC is requesting approval for the following non-project uses of project lands:

P-2210-110—Pitstop Marina and Grill, L.L.C. proposes to modify and expand an existing marina known as Pitstop Marina by reconfiguring the dock lay-out and adding 45 slips to the marina. These facilities would be located on Leesville Lake.

P-2210-111—Plyler Properties, Inc. proposes to construct thirteen community docks with a total of eighty-seven slips to serve multi-family type dwellings. These facilities would serve the Sanctuary Bay development along Smith Mountain Lake.

l. *Location of the Application:* This filing is available for review at the Commission in the Public Reference Room 888 First Street, NE., Room 2A, Washington, DC 20426 or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "e-library" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, call toll-free 1-866-208-3676 or e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). For TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h. above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. *Comments, Protests, or Motions to Intervene—*Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. *Filing and Service of Responsive Documents—*Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

p. *Agency Comments—*Federal, state, and local agencies are invited to file comments on the described applications. Copies of the applications may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also