

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. ER08-561-000]

**Benton County Wind Farm LLC; Notice of Issuance of Order**

March 24, 2008.

Benton County Wind Farm LLC (Benton County) filed an application for market-based rate authority, with an accompanying market-based rate tariff. The proposed market-based rate schedule provides for the sale of energy, capacity and ancillary services at market-based rates. Benton County also requested waivers of various Commission regulations. In particular, Benton County requested that the Commission grant blanket approval under 18 CFR Part 34 of all future issuances of securities and assumptions of liability by Benton County.

On March 18, 2008, pursuant to delegated authority, the Director, Division of Tariffs and Market Development—West, granted the request for blanket approval under Part 34 (Director's Order). The Director's Order also stated that the Commission would publish a separate notice in the **Federal Register** establishing a period of time for the filing of protests.

Accordingly, any person desiring to be heard concerning the blanket approvals of issuances of securities or assumptions of liability by Benton County, should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure. 18 CFR 385.211, 385.214 (2007). The Commission encourages the electronic submission of protests using the FERC Online link at <http://www.ferc.gov>.

Notice is hereby given that the deadline for filing protests is April 17, 2008.

Absent a request to be heard in opposition to such blanket approvals by the deadline above, Benton County is authorized to issue securities and assume obligations or liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of Benton County, compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither public nor private interests will be adversely affected by continued

approvals of Benton County's issuance of securities or assumptions of liability.

Copies of the full text of the Director's Order are available from the Commission's Public Reference Room, 888 First Street, NE., Washington, DC 20426. The Order may also 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 filed to access the document. 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 under the "e-Filing" link. The Commission strongly encourages electronic filings.

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

[FR Doc. E8-6416 Filed 3-27-08; 8:45 am]

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**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket Nos. ER08-425-000; ER08-425-001]

**Energy Exchange Direct, LLC; Notice of Issuance of Order**

March 21, 2008.

Energy Exchange Direct, Inc. (Energy Exchange) filed an application for market-based rate authority, with an accompanying tariff. The proposed market-based rate tariff provides for the sale of energy, capacity and ancillary services at market-based rates. Energy Exchange also requested waivers of various Commission regulations. In particular, Energy Exchange requested that the Commission grant blanket approval under 18 CFR Part 34 of all future issuances of securities and assumptions of liability by Energy Exchange.

On March 20, 2008, pursuant to delegated authority, the Director, Division of Tariffs and Market Development—West, granted the request for blanket approval under Part 34 (Director's Order). The Director's Order also stated that the Commission would publish a separate notice in the **Federal Register** establishing a period of time for the filing of protests. Accordingly, any person desiring to be heard concerning the blanket approvals of issuances of securities or assumptions of liability by Energy Exchange, should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance

with Rules 211 and 214 of the Commission's Rules of Practice and Procedure. 18 CFR 385.211, 385.214 (2007). The Commission encourages the electronic submission of protests using the FERC Online link at <http://www.ferc.gov>.

Notice is hereby given that the deadline for filing protests is April 21, 2008.

Absent a request to be heard in opposition to such blanket approvals by the deadline above, Energy Exchange is authorized to issue securities and assume obligations or liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of Energy Exchange, compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither public nor private interests will be adversely affected by continued approvals of Energy Exchange's issuance of securities or assumptions of liability.

Copies of the full text of the Director's Order are available from the Commission's Public Reference Room, 888 First Street, NE., Washington, DC 20426. The Order may also 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 filed to access the document. 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 under the "e-Filing" link. The Commission strongly encourages electronic filings.

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

[FR Doc. E8-6314 Filed 3-27-08; 8:45 am]

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**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. RM98-1-000]

**Records Governing Off-the-Record Communications; Public Notice**

March 21, 2008.

This constitutes notice, in accordance with 18 CFR 385.2201(b), of the receipt of prohibited and exempt off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive a prohibited or exempt off-the-record communication relevant to the merits of a contested proceeding, to deliver to the Secretary of the Commission, a copy of the communication, if written, or a summary of the substance of any oral communication.

Prohibited communications are included in a public, non-decisional file associated with, but not a part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become a part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a

proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such a request only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication shall serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications are included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40

CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is a list of off-the-record communications recently received by the Secretary of the Commission. The communications listed are grouped by docket numbers in ascending order. These filings are 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, 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.

Exempt:

| Docket number         | Date received | Presenter or requester                                                                                                                                                                                                                                     |
|-----------------------|---------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. CP98-150-000 ..... | 2-26-08 ..... | Hon. Michael A. Arcuri.                                                                                                                                                                                                                                    |
| 2. CP98-150-000 ..... | 3-4-08 .....  | Hon. Michael A. Arcuri.                                                                                                                                                                                                                                    |
| 3. CP06-54-000 .....  | 3-17-08 ..... | Hon. Jodi Rell.                                                                                                                                                                                                                                            |
| 4. CP07-62-000 .....  | 2-28-08 ..... | Hon. Barbara A. Mikulski; Hon. Benjamin L. Cardin.                                                                                                                                                                                                         |
| 5. CP07-208-000 ..... | 3-5-08 .....  | Hon. Robert J. Bischoff.                                                                                                                                                                                                                                   |
| 6. CP08-31-000 .....  | 3-4-08 .....  | Hon. Andrew E. Dinniman; Hon. Curt Schroeder.                                                                                                                                                                                                              |
| 7. EL08-34-000 .....  | 3-11-08 ..... | Hon. Barbara A. Mikulski; Hon. Benjamin L. Cardin; Hon. Steny H. Hoyer; Hon. Wayne T. Gilchrist; Hon. Roscoe G. Bartlett; Hon. Albert R. Wynn; Hon. Elijah E. Cummings; Hon. C.A. Dutch Ruppersberger; Hon. Christopher VanHollen; Hon. John P. Sarbannes. |
| 8. EL08-35-000 .....  | 2-25-08 ..... | Hon. Robert Menendez.                                                                                                                                                                                                                                      |
| 9. P-11858-000 .....  | 3-18-08 ..... | Karen A. Goebel.                                                                                                                                                                                                                                           |

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

[FR Doc. E8-6310 Filed 3-27-08; 8:45 am]  
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**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OW-2004-0027, FRL-8548-5]

**Agency Information Collection Activities; Proposed Collection; Comment Request; Information Collection Request for Cooling Water Intake Structures New Facility Final Rule (Renewal); EPA ICR No. 1973.04, OMB Control No. 2040-0241**

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*), this document announces that EPA is planning to submit a request to renew an existing approved Information Collection Request (ICR) to the Office of Management and Budget (OMB). This

ICR is scheduled to expire on June 30, 2008. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

**DATES:** Comments must be submitted on or before May 27, 2008.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-OW-2004-0027, by one of the following methods:

- <http://www.regulations.gov>: Follow the on-line instructions for submitting comments.
- *E-mail:* [owdocket@epa.gov](mailto:owdocket@epa.gov).
- *Mail:* Water Docket, Environmental Protection Agency, Mailcode: #2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460.
- *Hand Delivery:* EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to Docket ID No. EPA-HQ-OW-2004-

0027. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through <http://www.regulations.gov> or e-mail. The <http://www.regulations.gov> Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through <http://www.regulations.gov>, your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any