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*Comment Date:* 5 p.m. Eastern Time on January 14, 2009.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E8-30926 Filed 12-29-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL09-19-000]

#### Southern California Edison Company; Notice of Institution of Proceeding and Refund Effective Date

December 19, 2008.

On December 19, 2008, the Commission issued an order that instituted a proceeding in Docket No. EL09-19-000, pursuant to section 206 of the Federal Power Act (FPA), 16 U.S.C. 824e (2005), to consider the justness and reasonableness of Southern California Edison Company's proposed rate reduction and whether a further decrease in rates may be warranted. *Southern California Edison Co.*, 125 FERC ¶ 61,329 (2008).

The refund effective date in Docket No. EL09-19-000, established pursuant to section 206(b) of the FPA, will be the date of publication of this notice in the **Federal Register**.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E8-30925 Filed 12-29-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Southwestern Power Administration

#### Sam Rayburn Dam Power Rate Schedule

**AGENCY:** Southwestern Power Administration, DOE.

**ACTION:** Notice of Rate Order.

**SUMMARY:** Pursuant to Delegation Order Nos. 00-037.00, effective December 6, 2001, and 00-001.00C, effective January 31, 2007, the Deputy Secretary has approved and placed into effect on an interim basis Rate Order No. SWPA-60, which increases the power rate for the Sam Rayburn Dam (Rayburn) pursuant to the following Sam Rayburn Dam Rate Schedule:

Rate Schedule SRD-08, Wholesale Rates for Hydropower and Energy Sold to Sam Rayburn Dam Electric Cooperative, Inc., (Contract No. DE-PM75-92SW00215).

**DATES:** The effective period for the rate schedule specified in Rate Order No. SWPA-60 is January 1, 2009, through September 30, 2012.

**FOR FURTHER INFORMATION CONTACT:** Mr. James K. McDonald, Assistant Administrator, Office of Corporate Operations, Southwestern Power Administration, Department of Energy, One West Third Street, Tulsa, Oklahoma 74103, (918) 595-6690, [jim.mcdonald@swpa.gov](mailto:jim.mcdonald@swpa.gov).

**SUPPLEMENTARY INFORMATION:** The existing hydroelectric power rate for Rayburn is \$3,456,696 per year. The Federal Energy Regulatory Commission approved this rate on a final basis on February 29, 2008, for the period October 1, 2007, through September 30, 2011, under Docket No. EF07-4021-000 (122 FERC ¶ 62,196). However, the current rate is inadequate to meet cost recovery criteria for the period January 1, 2009 through September 30, 2012. The 2008 Rayburn Power Repayment Studies indicate the need for an increase in the annual rate by \$493,176 or 14.3 percent beginning January 1, 2009.

The Administrator, Southwestern Power Administration (Southwestern) has followed Title 10, Part 903 Subpart A, of the Code of Federal Regulations, "Procedures for Public Participation in Power and Transmission Rate Adjustments and Extensions" in connection with the proposed rate schedule. On November 3, 2008, Southwestern published notice in the **Federal Register** (73 FR 65306) of a 30-day comment period, together with a Public Information and Comment Forum, to provide an opportunity for customers and other interested members

of the public to review and comment on a proposed rate increase for Rayburn. The public forum was canceled when no one expressed an intention to participate. Written comments were accepted through December 3, 2008. One comment was received from Gillis & Angley, LLP, Counsellors at Law, on behalf of Sam Rayburn Municipal Power Authority, the Vinton Public Power Authority, Sam Rayburn G&T and the Sam Rayburn Dam Electric Cooperative, which stated that they had no objection to the proposed rate adjustment.

Information regarding this rate proposal, including studies and other supporting material, is available for public review and comment in the offices of Southwestern Power Administration, One West Third Street, Tulsa, Oklahoma 74103.

Following review of Southwestern's proposal within the Department of Energy, I approved Rate Order No. SWPA-60, on an interim basis, which increases the existing Rayburn rate to \$3,949,872, per year, for the period January 1, 2009, through September 30, 2012.

Dated: December 17, 2008.

**Jeffrey F. Kupfer,**

*Deputy Secretary.*

United States of America.  
Department of Energy.  
Deputy Secretary of Energy.

#### In the Matter of: Southwestern Power Administration; Sam Rayburn Dam Project Rate; Order Confirming, Approving and Placing Increased Power Rate Schedule in Effect on an Interim Basis Rate Order No. SWPA-60.

Pursuant to Sections 302(a) and 301(b) of the Department of Energy Organization Act, Public Law 95-91, the functions of the Secretary of the Interior and the Federal Power Commission under Section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s, relating to the Southwestern Power Administration (Southwestern) were transferred to and vested in the Secretary of Energy. By Delegation Order No. 0204-108, effective December 14, 1983, the Secretary of Energy delegated to the Administrator of Southwestern the authority to develop power and transmission rates, delegated to the Deputy Secretary of the Department of Energy the authority to confirm, approve, and place in effect such rates on an interim basis and delegated to the Federal Energy Regulatory Commission (FERC) the authority to confirm and approve on a final basis or to disapprove rates developed by the Administrator under the delegation. Delegation Order