

assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll free at (866) 208-3676, or TTY, contact (202) 502-8659.

Any questions concerning this application may be directed to Robert F. Harrington, Vice President, Regulatory, Kinder Morgan Interstate Gas Transmission LLC, 370 Van Gordon Street, Lakewood, CO 80228-8304 at (303)-763-3258 or by e-mail at Robert_Harrington@kindermorgan.com.

Pursuant to section 157.9 of the Commission's rules, 18 CFR 157.9, within 90 days of this Notice the Commission staff will either complete its environmental assessment (EA) and place it into the Commission's public record (eLibrary) for this proceeding; or issue a Notice of Schedule for Environmental Review. If a Notice of Schedule for Environmental Review is issued, it will indicate, among other milestones, the anticipated date for the Commission staff's issuance of the final environmental impact statement (FEIS) or EA for this proposal. The filing of the EA in the Commission's public record for this proceeding or the issuance of a Notice of Schedule for Environmental Review will serve to notify Federal and State agencies of the timing for the completion of all necessary reviews, and the subsequent need to complete all Federal authorizations within 90 days of the date of issuance of the Commission staff's FEIS or EA.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before the comment date stated below, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as

possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Persons who wish to comment only on the environmental review of this project should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commentors will be placed on the Commission's environmental mailing list, will receive copies of the environmental documents, and will be notified of meetings associated with the Commission's environmental review process. Environmental commentors will not be required to serve copies of filed documents on all other parties. However, the non-party commentors will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

The Commission strongly encourages electronic filings of comments, protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail FERCOnlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: May 8, 2009.

Kimberly D. Bose,
Secretary.

[FR Doc. E9-9601 Filed 4-27-09; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP09-17-000]

Florida Gas Transmission Company, LLC; Notice of Availability of the Draft Environmental Impact Statement for the Proposed Phase VIII Expansion Project

April 17, 2009.

The staff of the Federal Energy Regulatory Commission (Commission or FERC) has prepared a draft environmental impact statement (EIS) on the natural gas pipeline facilities proposed by Florida Gas Transmission Company, LLC (FGT) in the above-referenced docket. FGT's Phase VIII Expansion Project (Project) would be located in Alabama and Florida.

The draft EIS was prepared to satisfy the requirements of the National Environmental Policy Act of 1969 (NEPA). The FERC staff concludes that the proposed project, with the appropriate mitigation measures as recommended, would have limited adverse environmental impact.

The U.S. Army Corps of Engineers (COE) and U.S. Department of Agriculture Forest Service (USFS) are cooperating agencies for this EIS. Cooperating agencies have jurisdiction by law or special expertise with respect to resources potentially affected by the proposal and participate in the NEPA analysis. The Project would require permits from the cooperating agencies pursuant to Section 404 of the Clean Water Act (33 United States Code [U.S.C.] 1344), Section 10 of the Rivers and Harbors Act (33 U.S.C. 403), right-of-way grants within the Apalachicola National Forest (ANF), and/or temporary use permits. The COE would adopt the EIS per Title 40 Code of Federal Regulations § 1506.3 (40 CFR 1506.3) if, after an independent review of the document, it concludes that its comments and suggestions have been satisfied. The USFS manages all Federal lands (ANF) that would be crossed by this Project. A special-use permit would be issued by the USFS for the existing right-of-way for two existing pipelines (a 30-inch and a 36-inch-diameter) and the proposed additional 36-inch-diameter pipeline. This additional pipeline would require an additional 40 feet of right-of-way adjacent to the existing right-of-way. By participating as a cooperating agency, the USFS will obtain the views of the public prior to reaching an easement decision.

The draft EIS addresses the potential environmental effects of the following Project facilities:

- Construction and operation of about 357.3 miles of mixed-diameter looping segments in Mobile, Baldwin, and Escambia Counties, Alabama and Escambia, Santa Rosa, Okaloosa, Walton, Washington, Jackson, Bay, Calhoun, Gadsden, Leon, Jefferson, Taylor, Lafayette, Suwannee, Gilchrist, Levy, Citrus, Hernando, Pasco, Hillsborough, and Miami-Dade Counties, Florida;
- Construction and operation of about 125.9 miles of three mixed-diameter segments of greenfield pipeline in Lafayette, Madison, Manatee, DeSoto, Highlands, Okeechobee, Martin, and Suwannee Counties, Florida;
- Acquisition from Florida Power & Light Company (FPL) one 22.7 mile 20-inch-diameter segment of pipeline, located in Martin County, Florida, as an "in service" pipeline;
- Installation of about 198,000 horsepower (hp) of compression at 8 existing compressor stations;
- Installation of one new 15,600 hp compressor station in Highlands County, Florida;
- Acquisition of additional property directly adjacent to four existing compressor stations for expansion, expand four compressor stations within their right-of-way, and acquire the property for one new compressor station; and
- Construction and operation of new meter and regulator (M&R) Stations in

Suwannee County, Manatee County, and Martin County, Florida; upgrade two M&R Stations in Mobile County, Alabama and Martin County, Florida; and construct one new regulator station in Lafayette County, Florida.

Comment Procedures and Public Meetings

You can make a difference by providing us with your specific comments or concerns about the Phase VIII Expansion 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 consideration of your comments on the proposal in the final EIS, it is important that the Commission receive your comments before June 8, 2009.

For your convenience, there are four methods in which you can use to submit your comments to the Commission. In all instances please reference the project docket number CP09-17-000 with your submission. The Commission encourages electronic filing of comments and has dedicated eFiling expert staff available to assist you at (202) 502-8258. or efiling@ferc.gov. Please carefully follow these instructions so that your comments are properly recorded:

(1) You may file your comments electronically by using the Quick Comment feature, which is located on the Commission's Internet Web site at

<http://www.ferc.gov> under the link *Documents and Filings*. A Quick Comment is an easy method for interested persons to submit 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 Internet Web site at <http://www.ferc.gov> under the link to *Documents and Filings*. eFiling involves preparing your submission in the same manner as you would if filing on paper, and then saving the file on your computer's hard drive. You will attach that file as your submission. New eFiling users must first create an account by clicking on "Sign-up" or "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;"

(3) You may file your comments via mail to the Commission by sending an original and two copies of your letter to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First St., NE., Room 1A, Washington, DC 20426; label one copy of your comments for the attention of the Gas Branch 1, PJ11.1 and reference Docket No. CP09-17-000 on the original and both copies; and

(4) In lieu of sending written or electronic comments, the FERC invites you to attend one of the public comment meetings the staff will conduct in the project area to receive comments on the draft EIS. All meetings will begin at 7 p.m., and are scheduled as follows:

| Date | Location |
|-------------------------------------|--|
| Tuesday, May 12, 2009, 7 p.m | Crestview Community Center, 1446 Commerce Drive, Crestview, Florida, 850-682-0647. |
| Thursday, May 14, 2009, 7 p.m | Catholic Church Parish Hall, 2750 S. Byron Butler Parkway Perry, Florida 850-584-8853. |
| Tuesday, May 19, 2009, 7 p.m | Residence Inn by Marriott, 2101 Northpointe Parkway, Lutz, Florida, 813-792-8400. |
| Thursday, May 21, 2009, 7 p.m | Holliday Inn Express, 608 South Lakeview Road, Lake Placid, Florida, 863-465-9916. |

Interested groups and individuals are encouraged to attend and present oral comments on the draft EIS. Transcripts of the meetings will be prepared.

After the comments are reviewed, any significant new issues are investigated, and modifications are made to the draft EIS, a final EIS will be published and distributed. The final EIS will contain the staff's responses to timely comments received on the draft EIS.

Comments will be considered by the Commission but will not serve to make the commentor a party to the proceeding. Any person seeking to become a party to the proceeding must file a motion to intervene pursuant to Rule 214 of the Commission's Rules of Practice and Procedures (18 CFR 385.214). Anyone may intervene in this proceeding based on this draft EIS. You

must file your request to intervene as specified above.¹ Only intervenors have the right to seek rehearing of the Commission's decision. You do not need intervenor status to have your comments considered.

The draft EIS has been placed in the public files of the FERC and the COE, and is available for public inspection at:

| | | |
|---|--|---|
| Federal Energy Regulatory Commission Public Reference Room 888 First Street, NE, Room 2A Washington, DC 20426 (202) 502-8371. | U.S. Army Corps of Engineers, Jacksonville District, 701 San Marco Boulevard, Jacksonville, Florida 32207, 904-232-1472. | U.S. Forest Service, Apalachicola National Forest, 57 Taft Drive, Crawfordville, Florida 32327, 850-926-3561. |
|---|--|---|

¹ Interventions may also be filed electronically via the Internet in lieu of paper. See the previous discussion on filing comments electronically.

A limited number of copies are available from the FERC's Public Reference Room identified above. This draft EIS is also available for public viewing on the FERC's Internet Web site at <http://www.ferc.gov>. In addition, copies of the draft EIS have been mailed to Federal, State, and local government agencies; elected officials; Native American Tribes; local libraries and newspapers; intervenors in the FERC's proceeding; individuals who provided scoping comments; and affected landowners and individuals who requested the draft EIS.

Additional information about the project is available from the Commission's Office of External Affairs, at 1-866-208-FERC (3372) or on the FERC Internet Web site (<http://www.ferc.gov>). Using the "eLibrary" link, select "General Search" from the eLibrary menu, enter the selected date range and "Docket Number," excluding the last three digits in the Docket Number field (*i.e.*, CP09-17), and follow the instructions. You may also search using the phrase "FGT Phase VIII Expansion Project" in the "Text Search" field. For assistance with access to eLibrary, the helpline can be reached at 1-866-208-3676, TTY (202) 502-8659, or at FERCOnlineSupport@ferc.gov. The eLibrary link on the FERC Internet Web site also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rulemakings.

In addition, the Commission offers a free service called eSubscription that 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. To register for this service, go to <http://www.ferc.gov/esubscribenow.htm>.

Information concerning the involvement of the COE is available from Bev Lawrence at 904-232-2517 and information concerning the involvement of the ANF is available from Harold Shenk at 850-926-3561.

Kimberly D. Bose,
Secretary.

[FR Doc. E9-9600 Filed 4-27-09; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP09-157-000]

El Paso Natural Gas Company; Notice of Request Under Blanket Authorization

April 21, 2009.

Take notice that on April 16, 2009, El Paso Natural Gas Company (EPNG), PO Box 1087, Colorado Springs, Colorado 80944, filed a prior notice request pursuant to parts 157.205 and 157.208 of the Commission's regulations under the Natural Gas Act (NGA) and EPNG's blanket certificate issued in Docket No. CP82-435-000, for authorization to increase the certificated Maximum Allowable Operating Pressure (MAOP) of its 6 $\frac{3}{8}$ inch outer diameter Mesa Irrigation Area Line (Line No. 2152) located in Yuma County, Arizona, 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 or call toll-free, (866) 208-3676 or TTY, (202) 502-8659.

Specifically, EPNG proposes to uprate the MAOP of Line No. 2152 from 250 pounds per square in gauge (psig) to 450 psig to provide a higher delivery pressure to Southwest Gas Corporation (SWG) to test its downstream facilities and to modestly increase its contract pressure. EPNG states that it was informed by SWG that it seeks to increase the operating pressure of its local distribution system and asked EPNG to provide a delivery pressure of approximately 450 psig to allow SWG to pressure test its system. EPNG asserts that, after successfully testing its system, SWG has requested a minimum delivery pressure increase under its transportation service agreement from 250 psig to 265 psig on a day-to-day basis. EPNG states that it would be able to immediately meet the higher pressures requested by SWG given that EPNG's upstream Line No. 2123 already operates at higher pressure and has an MAOP of 809 psig. EPNG asserts that it would not require any new equipment installations and would only have to change the settings on its existing regulation equipment to permit the higher pressure operation.

Any questions regarding the application should be directed to

Richard Derryberry, Director, Regulatory Affairs Department, El Paso Natural Gas Company, P.O. Box 1087, Colorado Springs, Colorado 80944, at (719) 520-3782.

Any person may, within 60 days after the issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention. Any person filing to intervene or the Commission's staff may, pursuant to Part 157.205 of the Commission's regulations under the NGA (18 CFR 157.205) file a protest to the request. If no protest is filed within the time allowed therefore, the proposed activity shall be deemed to be authorized effective the day after the time allowed for protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to section 7 of the NGA.

The Commission strongly encourages electronic filings of comments, protests, and interventions via the Internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

Kimberly D. Bose,
Secretary.

[FR Doc. E9-9603 Filed 4-27-09; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EL09-47-000]

Richard Blumenthal, Attorney General for the State of Connecticut, Complainant, v. ISO-New England, Inc., Certain Unidentified Market Participant Importer(s) of Installed Capacity, Respondents; Notice of Complaint

April 21, 2009.

Take notice that on April 20, 2009, Richard Blumenthal, Attorney General for the State of Connecticut (CTAG) filed a formal complaint against ISO-New England, Inc. (ISO-NE) and Certain Unidentified Market Participant Importer(s) of Installed Capacity pursuant to sections 205 and 206 of the Federal Power Act (FPA), and Rule 206 of the Commission's Rule of Practice and Procedure. In the complaint, the CTAG seeks an investigation, hearing, disgorgement and other appropriate penalties, as well as fast track processing, with regard to payment of