

Phase 1 Decommissioning Plan, which incorporated the changes resulting from the responses to the NRC RAIs was submitted to the NRC on December 18, 2009.

The Department will consider NRC views on the Decommissioning Plan expressed in the TER prior to the initiation of decontamination and decommissioning operations.

As indicated by NRC, "Should the EIS process result in the selection of a different preferred alternative from that considered in the Phase 1 DP, the DP would need to be revised and resubmitted for review."

Signed in Washington, DC on March 23, 2010.

Frank Marcinowski,

Acting Chief Technical Officer for Environmental Management.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. IC10-538-001, IC10-539-001, IC10-577-001, IC10-606-001, and IC10-607-001]

Commission Information Collection Activities (FERC-538, FERC-539, FERC-577, FERC-606, and FERC-607); Comment Request; Submitted for OMB Review

March 22, 2010.

AGENCY: Federal Energy Regulatory Commission.

ACTION: Notice.

SUMMARY: In compliance with the requirements of section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 3507, the Federal Energy Regulatory Commission (Commission or FERC) has submitted the information collections described below to the Office of Management and Budget (OMB) for review of the information collection requirements. Any interested person may file comments directly with OMB and should address a copy of those comments to the Commission as explained below. The Commission issued a Notice in the **Federal Register** (75 FR 2124, 1/14/2010) requesting public comments. FERC received no comments and has made this notation in its submission to OMB.

DATES: Comments on the collections of information are due by April 28, 2010.

ADDRESSES: Address comments on the collections of information to the Office of Management and Budget, Office of

Information and Regulatory Affairs, Attention: Federal Energy Regulatory Commission Desk Officer. Comments to OMB should be filed electronically, *c/o oira_submission@omb.eop.gov* and include the appropriate OMB Control Number(s) and collection number(s) as a point of reference. The Desk Officer may be reached by telephone at 202-395-4638.

A copy of the comments should also be sent to the Federal Energy Regulatory Commission and should refer to Docket Nos. IC10-538-001, IC10-539-001, IC10-577-001, IC10-606-001, and IC10-607-001. (For comments that only pertain to some of the collections, specify the appropriate collection(s) and related docket number(s).) Comments may be filed either electronically or in paper format. Those persons filing electronically do not need to make a paper filing. Documents filed electronically via the Internet must be prepared in an acceptable filing format and in compliance with the Federal Energy Regulatory Commission submission guidelines. Complete filing instructions and acceptable filing formats are available at <http://www.ferc.gov/help/submission-guide/electronic-media.asp>. To file the document electronically, access the Commission's Web site and click on Documents & Filing, E-Filing (<http://www.ferc.gov/docs-filing/efiling.asp>), and then follow the instructions for each screen. First time users will have to establish a user name and password. The Commission will send an automatic acknowledgement to the sender's e-mail address upon receipt of comments.

For paper filings, the comments should be submitted to the Federal Energy Regulatory Commission, Secretary of the Commission, 888 First Street, NE., Washington, DC 20426, and should refer to Docket Nos. IC10-538-001, IC10-539-001, IC10-577-001, IC10-606-001, and IC10-607-001 (or the appropriate docket number(s), if the comments only pertain to some of the collections).

All comments may be viewed, printed or downloaded remotely via the Internet through FERC's homepage using the "eLibrary" link. For user assistance, contact ferconlinesupport@ferc.gov, or call toll-free at (866) 208-3676, or for TTY, contact (202) 502-8659.

FOR FURTHER INFORMATION CONTACT:

Ellen Brown may be reached by telephone at (202) 502-8663, by fax at (202) 273-0873, and by e-mail at DataClearance@FERC.gov.

SUPPLEMENTARY INFORMATION: For the purpose of publishing this notice and seeking public comment, FERC requests

comments on the following information collections:

- FERC-538, Gas Pipeline Certificate: Section 7(a) Mandatory Initial Service, contained in 18 CFR part 156; OMB Control No. 1902-0061;
- FERC-539, Gas Pipeline Certificates: Import/Export Related, contained in 18 CFR parts 153 and 157; OMB Control No. 1902-0062;
- FERC-577, Gas Pipeline Certificates: Environmental Impact Statement, identifies FERC's information collections relating to 18 CFR part 380 implementing NEPA and includes the environmental compliance conditions of 18 CFR 157.206(b); OMB Control No. 1902-0128;
- FERC-606, Notification of Request for Federal Authorization and Requests for Further Information, contained in 18 CFR part 385; OMB Control No. 1902-0241; and
- FERC-607, Report on Decision or Action on Request for Federal Authorization, contained in 18 CFR part 385; OMB Control No. 1902-0240.

The associated regulations, information collections, burdens, and OMB clearance numbers will continue to remain separate and distinct.

FERC-538. Under the Natural Gas Act (NGA) (Pub. L. 75-688) (15 U.S.C. 717-717w), upon application by a local distribution company or municipality, a natural gas pipeline company may be ordered by the Commission to extend or improve transportation facilities, to establish physical connections to serve, and to sell natural gas to the applicant. Filings pursuant to the provisions of section 7(a) of the NGA are to contain all information necessary to advise the Commission fully concerning the service which the applicant has requested the Commission to direct the natural gas pipeline company to render (such as a request to direct a natural gas company to extend or improve its transportation facilities, and to sell natural gas to the municipality or person and, for such purpose, to extend its transportation facilities to communities immediately adjacent to such facilities or to territories served by the natural gas pipeline company).

FERC-539. Section 3 of the Natural Gas Act (NGA) (Pub. L. 75-688) (15 U.S.C. 717-717w) provides, in part, that "* * * no person shall export any natural gas from the United States to a foreign country or import any natural gas from a foreign country without first having secured an order from the Commission authorizing it to do so." The 1992 amendments to section 3 of the NGA concern importation or exportation from/to a nation which has a free trade agreement with the United

States, and requires that such importation or exportation: (1) Shall be deemed to be a "first sale", *i.e.*, not a sale for a resale, and (2) Shall be deemed to be consistent with the public interest, and applications for such importation or exportation shall be granted without modification or delay.

With the ratification of the North American Free Trade Agreement and the Canadian Free Trade Agreement, the Federal regulatory focus on construction, operation, and siting of import and export facilities increased significantly.

FERC-577. Section 102(2)(c) of the National Environmental Policy Act of 1969 (NEPA) (Pub. L. 91-190) requires that all Federal agencies must include in every recommendation or report on proposals for legislation and other major federal actions significantly affecting the quality of the human environment, a detailed statement on: the environmental impact on the proposed actions; any adverse environmental effects which cannot be avoided should the proposal be implemented; alternatives to the proposed action; the

relationship between local short-term uses of man's environment and the maintenance and enhancement of long term productivity; and any irreversible and irretrievable commitment of resources which would be involved in the proposed action should it be implemented.

FERC-606 and FERC-607. Section 313 of EPAct 2005 directs the Commission: (1) To establish a schedule for state and federal agencies and officers to act on requests for federal authorizations required for NGA section 3 and 7 gas projects, and (2) to maintain a complete consolidated record of all decisions or actions by the Commission and other agencies and officers with respect to federal authorizations.

FERC-606 requires agencies and officials responsible for issuing, conditioning, or denying requests for federal authorizations necessary for a proposed natural gas project to report to FERC regarding the status of an authorization request. This reporting requirement is intended to allow agencies to assist the FERC to make better informed determinations in

establishing due dates for agencies' decisions.

FERC-607 requires agencies or officials to submit to FERC a copy of a decision or action on a request for federal authorization and an accompanying index to the documents and materials relied on in reaching a conclusion.

If the collections of data for FERC-538, FERC-539, FERC-577, FERC-606, and FERC-607 in general were not conducted, the Commission would not be able to meet its statutory responsibilities, would not be able to authorize and monitor certain energy projects to ensure that the construction of natural gas pipeline projects and LNG terminals are economically viable, and at the same time, protect the environment.

Action: The Commission is requesting a three-year extension of the current FERC-538, FERC-539, FERC-577, FERC-606, and FERC-607 requirements, with no changes.

Burden Statement: The estimated annual public reporting burdens and the associated public costs follow.¹

FERC Data collection	Projected number of respondents (1)	Number of responses per respondent (2)	Projected average burden hours per response (3)	Total annual burden hours ¹ (1)×(2)×(3)
FERC-538	1	1	240	240
FERC-539	6	25.3	12	1821.6
FERC-577	92	16	193	284,096
FERC-606	48	35.46	4.4	7,489
FERC-607	48	34.45	6.3	10,423

The total annual cost to respondents^{1 2} is estimated as follows.

FERC Data collection	Total annual burden hours (1)	Estimated hourly cost ² (2)	Estimated total annual cost to respondents (\$) ¹ (2)×(1)
FERC-538	240	\$66.29	\$15,909
FERC-539	1821.6	\$66.29	\$120,753
FERC-577	284,096	\$66.29	\$18,832,723
FERC-606	7,489	\$66.29	\$496,446
FERC-607	10,423	\$66.29	\$690,941

The reporting burden includes the total time, effort, or financial resources expended to generate, maintain, retain, disclose, or provide the information including: (1) Reviewing instructions; (2) developing, acquiring, installing, and

utilizing technology and systems for the purposes of collecting, validating, verifying, processing, maintaining, disclosing and providing information; (3) adjusting the existing ways to comply with any previously applicable

instructions and requirements; (4) training personnel to respond to a collection of information; (5) searching data sources; (6) completing and reviewing the collection of information;

¹ These figures may not be exact, due to rounding and/or truncating.

² Using 2,080 hours/year, the estimated cost for 1 full-time employee is \$137,874/year. The estimated hourly cost is \$66.29 (or \$137,874/2,080).

and (7) transmitting, or otherwise disclosing the information.

The estimate of cost for respondents is based upon salaries for professional and clerical support, as well as direct and indirect overhead costs. Direct costs include all costs directly attributable to providing this information, such as administrative costs and the cost for information technology. Indirect or overhead costs are costs incurred by an organization in support of its mission. These costs apply to activities which benefit the whole organization rather than any one particular function or activity.

Comments are invited on: (1) Whether the proposed collections of information are necessary for the proper performance of the functions of the Commission, including whether the information will have practical utility; (2) the accuracy of the agency's estimates of the burden of the proposed collections of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information to be collected; and (4) ways to minimize the burden of the collections of information on those who are to respond, including 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.

Kimberly D. Bose,
Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. CP10-89-000; PF09-13-000]

East Tennessee Natural Gas, LLC; Notice of Application

March 22, 2010.

Take notice that on March 8, 2010, East Tennessee Natural Gas, LLC (East Tennessee), 5400 Westheimer Court, Houston, Texas 77056-5310, filed in the above referenced docket an application pursuant to sections 7(b) and 7(c) of the Natural Gas Act (NGA) for authorization to: (i) Install an approximately 8.4-mile, 24-inch diameter mainline extension and to construct of a new meter station and installation of a launcher/receiver at the terminus of the extension; (ii) install 8.0 miles of 24-inch diameter pipeline looping, including a launcher/receiver, mainline valve, and regulator; (iii)

abandon and replace approximately 2.3 miles of 12-inch diameter pipeline with 24-inch diameter pipeline, including new piping connections at the Fordtown Compressor Station; (iv) abandon and replace 9.2 miles of 8-inch diameter pipeline with 24-inch diameter pipeline, including new piping connections at the Bristol Compressor Station; and (v) modify and install of regulation and piping at the existing Flatwoods and Glade Spring Compressor Stations (the NET Project). The NET Project is located in Greene, Hawkins, Sullivan, and Washington Counties, Tennessee and Washington County, Virginia. East Tennessee states that the NET Project will allow it to provide 150,000 dekatherms (Dth) per day of firm transportation to a proposed natural gas-fired power generation facility of Tennessee Valley Authority (TVA), all as more fully set forth in the application which is on file with the Commission and open to public inspection. The filing is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site 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, (886) 208-3676 or TTY, (202) 502-8659.

Any questions concerning this application may be directed to Lisa A. Moore, General Manager, Rates and Certificates, East Tennessee Natural Gas, LLC, 5400 Westheimer Court, PO Box 1642, Houston, Texas 77251-1642, at (713) 627-4102, or lamoore@spectraenergy.com.

On August 10, 2009, Commission staff granted East Tennessee's request to utilize the Pre-Filing Process and assigned Docket No. PF09-13-000 to staff activities involved the NET Project. Now, as of the filing the March 8, 2010 application, the Pre-Filing Process for this project has ended. From this time forward, this proceeding will be conducted in Docket No. CP10-89-000, as noted in the caption of this Notice.

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 in the proceeding with the Commission and must mail a copy to the applicant and to every other party. 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 online at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC.