

must also serve a copy of the document on that resource agency. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

Dated: May 9, 2012.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2012-11737 Filed 5-15-12; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[ Docket No. CP12-455-000 ]

#### Pivotal Utility Holdings, Inc. d/b/a Elkton Gas; Notice of Application

Take notice that on May 4, 2012, Pivotal Utility Holdings, Inc. d/b/a Elkton Gas (Elkton Gas), 125 B East High Street, Elkton, Maryland 21921, filed an abbreviated application pursuant to Section 7(f) of the Natural Gas Act (NGA) and Part 157 of the Commission's Regulations seeking a service area determination to include 744 feet of pipe and appurtenant facilities extended from Maryland border into Delaware. Elkton Gas also requests: (i) A finding that Elkton Gas continues to qualify as a local distribution company (LDC) in Maryland, for purposes of section 311 of the Natural Gas Policy Act of 1978 (NGPA); and (ii) a waiver of the Commission's accounting and reporting requirements and other regulatory requirements ordinarily applicable to natural gas companies under the NGA and NGPA. 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](mailto:FERCOnlineSupport@ferc.gov) or call toll-free, (886) 208-3676 or TTY, (202) 502-8659.

In early 2012, Elkton Gas has determined that its Maryland LDC system includes 744 feet of pipe and appurtenant facilities crossing Maryland/Delaware border in order to reach a gate station owned and operated by Eastern Shore Natural Gas Company (Eastern Shore), known as the North Gate Station. Elkton Gas does not provide service in Delaware and is not subject to regulation by the Delaware Public Service Commission. Elkton Gas

does not contemplate any changes in its operations as a result of this change in regulatory status. The purpose of owning facilities in Delaware is to bring gas to Maryland to serve Elkton Gas' customers in Maryland.

Any questions regarding this application should be directed to Shannon Pierce, Senior Counsel, AGL Resources Inc., Ten Peachtree Place, Suite 1000, Atlanta, GA 30309; phone number (404) 584-3394; or email: [spierce@aglresources.com](mailto:spierce@aglresources.com).

Any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before the below listed comment date, 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 original and 7 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.

Motions to intervene, protests and comments 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.

*Comment Date:* 5:00 p.m. Eastern Time on May 31, 2012.

Dated: May 10, 2012.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2012-11828 Filed 5-15-12; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13011-003]

#### Shelbyville Hydro LLC; Notice of Application Accepted for Filing and Soliciting Motions To Intervene and Protests

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection.

a. *Type of Application:* Major License.

b. *Project No.:* 13011-003.

c. *Date filed:* October 28, 2011.

d. *Applicant:* Shelbyville Hydro LLC (Shelbyville Hydro), a wholly-owned subsidiary of Symbiotics LLC.

e. *Name of Project:* Lake Shelbyville Dam Hydroelectric Project.

f. *Location:* On the Kaskaskia River, in Shelby County, Illinois at an existing dam owned and operated by the U.S. Corps of Engineers (Corps). The project would occupy 3.24 acres of federal lands managed by the Corps.

g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. 791(a)-825(r).

h. *Applicant Contact:* Mr. Brent L. Smith, Chief Operating Officer, Symbiotics LLC, 371 Upper Terrace, Suite 2, Bend, OR 97702; Telephone (541)-330-8779.

i. *FERC Contact:* Lesley Kordella, (202) 502-6406 or [Lesley.Kordella@ferc.gov](mailto:Lesley.Kordella@ferc.gov).

j. *Deadline for filing motions to intervene and protests:* 60 days from the issuance date of this notice.

All documents may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at 1-866-208-3676, or for TTY, (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

The Commission's Rules of Practice and Procedures require all intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. This application has been accepted for filing, but is not ready for environmental analysis at this time.

l. *Project Description:* The project would be located at an existing dam owned and operated by the Corps (St.