

6.25 MW for a total installed capacity of 25 MW; (2) a substation constructed adjacent to the powerhouse; (3) a 30,000-foot-long, 12.5-kV overhead transmission line; and (4) appurtenant facilities. The project would have an estimated average annual generation of 100,000 MWh.

*Applicant Contact:* Ramya Swaminathan, Free Flow Power Corporation, 239 Causeway Street, Suite 300, Boston, MA 02114; phone: (978) 226-1531.

*FERC Contact:* Sergiu Serban, (202) 502-6211.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13429 or 14455) in the docket number field to

access the document. For assistance, call toll-free 1-866-208-3372.

Dated: October 12, 2012.  
**Kimberly D. Bose,**  
*Secretary.*  
 [FR Doc. 2012-25683 Filed 10-18-12; 8:45 am]  
**BILLING CODE 6717-01-P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RM98-1-000]

**Records Governing Off-the-Record Communications**

**Public Notice**

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.

Docket No.	Communication date	Presenter or requester
<i>Prohibited:</i>		
1. Project No. 2309-019 .....	9-19-2012	Commission Staff. <sup>1</sup>
<i>Exempt:</i>		
1. CP11-515-000 .....	9-27-12	Hon. Tony Avella.
2. CP11-515-000 .....	10-9-12	Hon. Nan Hayworth, M.D.

<sup>1</sup> Email record.

Dated: October 12, 2012.  
**Nathaniel J. Davis, Sr.,**  
*Deputy Secretary.*  
 [FR Doc. 2012-25797 Filed 10-18-12; 8:45 am]  
**BILLING CODE 6717-01-P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

**Notice of Commission Staff Attendance**

The Federal Energy Regulatory Commission hereby gives notice that members of the Commission's staff may attend the following meeting related to the transmission planning activities of ISO New England Inc., New York

Independent System Operator, Inc., and PJM Interconnection, L.L.C.:

**Electric System Planning Working Group**

- October 24, 2012, 10:00 a.m. to 4:00 p.m., Local Time
- November 1, 2012, 10:00 a.m. to 4:00 p.m., Local Time
- December 14, 2012, 10:00 a.m. to 4:00 p.m., Local Time

### Joint Inter-Regional Planning Task Force/Electric System Planning Working Group

November 29, 2012, 10:00 a.m. to 2:00 p.m., Local Time  
 December 18, 2012, 11:00 a.m. to 4:00 p.m., Local Time

### Management Committee

October 31, 2012, 10:00 a.m. to 4:00 p.m., Local Time  
 November 28, 2012, 10:00 a.m. to 4:00 p.m., Local Time  
 December 19, 2012, 10:00 a.m. to 4:00 p.m., Local Time  
 January 30, 2013, 10:00 a.m. to 4:00 p.m., Local Time  
 February 27, 2013, 10:00 a.m. to 4:00 p.m., Local Time  
 March 27, 2013, 10:00 a.m. to 4:00 p.m., Local Time

The above-referenced Joint Inter-Regional Planning Task Force/Electric System Planning Working Group and Management Committee meetings will be held at: NYISO's offices, Rensselaer, NY.

The above-referenced meetings are open to stakeholders.

Further information may be found at [www.nyiso.com](http://www.nyiso.com).

The discussions at the meetings described above may address matters at issue in the following proceedings:

Docket No. ER08-1281, New York Independent System Operator, Inc.  
 Docket No. ER12-718, New York Independent System Operator, Inc.

For more information, contact James Eason, Office of Energy Market Regulation, Federal Energy Regulatory Commission at (202) 502-8622 or [James.Eason@ferc.gov](mailto:James.Eason@ferc.gov).

Dated: October 12, 2012.

**Kimberly D. Bose,**  
 Secretary.

[FR Doc. 2012-25684 Filed 10-18-12; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Western Area Power Administration

#### Relocation of Transmission Lines for the U.S. 93 Boulder City Bypass Project, Boulder County, NV, Record of Decision (DOE/EIS-0490)

**AGENCY:** Western Area Power Administration, DOE.

**ACTION:** Record of Decision.

**SUMMARY:** The Federal Highway Administration (FHWA) prepared an Environmental Impact Statement (EIS) for a proposal to improve the United States Highway 93 (U.S. 93) corridor

through Henderson and Boulder City, Nevada, from the Foothills Road grade separation on U.S. 93/95 in Henderson to the western end of the Hoover Dam Bypass project near the Hacienda Hotel and Casino. Western Area Power Administration (Western), an agency within the Department of Energy (DOE), needs to modify its transmission system and facilities to accommodate the construction of the Boulder City Bypass Project (Project). Western was a cooperating agency for the EIS. Western will ensure that its responsibilities under the National Historic Preservation Act (NHPA) and the Endangered Species Act (ESA) are met before the modifications are implemented.

**FOR FURTHER INFORMATION CONTACT:** For further information regarding Western's role in the project, contact Ms. Linda Hughes, Environmental Division Manager, Desert Southwest Customer Service Region, Western Area Power Administration, P.O. Box 6457, Phoenix, AZ 85005, telephone (602) 605-2524, email [hughes@wapa.gov](mailto:hughes@wapa.gov). Copies of the EIS are available on the following Web site at: <http://www.nevadadot.com/Micro-Sites/BoulderCityBypass/FinalEnvironmentalImpactStatement.aspx>. For general information on DOE's National Environmental Policy Act of 1969 (NEPA) review process, please contact Carol M. Borgstrom, Director, Office of NEPA Policy and Compliance, GC-54, U.S. Department of Energy, Washington, DC 20585, telephone (202) 586-4600 or (800) 472-2756.

**SUPPLEMENTARY INFORMATION:** FHWA was the lead agency for the Project EIS (FHWA-NV-EIS-00-02-F; April 2005; 76 FR 34073). Western was a cooperating agency for the Project EIS. After an independent review of the Final Project EIS, Western concluded that its needs are satisfied and, with this notice, is adopting the Project EIS for its participation in the Project. The FHWA signed its Record of Decision (ROD), on the Project on December 8, 2005, and selected Alternative D as its preferred alternative. Subsequent to publication of the ROD, FHWA, in conjunction with the Nevada Department of Transportation (NDOT), broke the Project into two phases. Phase One incorporates the Project's eastern edge, from the Foothills Grade Separation to the intersection with U.S. 95. Phase Two includes the area from U.S. 95 to the connection with U.S. 93.

The Project EIS addresses the effects of the Project, including modification of Western's transmission system. Modifications to Western's transmission system will occur in two phases. The

modifications for Phase One include relocating and rebuilding approximately one mile of the Henderson-Mead 230-kilovolt (kV) transmission lines. Western's action will consist of removing existing structures, conductors, and overhead ground wires, and installing new structures, conductors, overhead ground wire, insulators, and transmission line hardware. The relocated and rebuilt line will be within 500 feet of the existing line. Phase One is expected to be complete by Spring 2013. The modifications for Phase Two include relocation of various structures to accommodate the Project, similar to Phase One. In 2009, FHWA, in conjunction with the Nevada Department of Transportation (NDOT), completed a re-evaluation of the Final Project EIS and determined that there are neither substantial changes to the project nor significant new information to warrant a new EIS or supplemental analysis and that the current environmental document and decision document remain valid.

The EIS impact analysis and the re-evaluation study concluded that, with mitigation measures, most impacts from the Project would not be significant. There would be significant unavoidable visual impacts to several historic properties and Traditional Cultural Properties (TCPs). Other historic sites or features would be affected or potentially affected by the Project, including some elements of the transmission system not owned by Western. The FHWA and NDOT consulted with the Nevada State Historic Preservation Office, the Advisory Council on Historic Preservation and Native American tribes. A Programmatic Agreement (PA) and treatment plan was developed for avoidance, minimization, and mitigation of adverse effects to historical and cultural properties. Western is a signatory to the PA. The FHWA is required to complete historic documentation of facilities affected by the Project as described in the PA. Western will ensure that its responsibilities under the NHPA, as outlined in the Programmatic Agreement, are met before its action is implemented.

FHWA filed a Biological Assessment with the U.S. Fish and Wildlife Service for Phase One of the Project on July 17, 2012. Consultation with the U.S. Fish and Wildlife Service for Phase Two will be completed prior to ground disturbance for that part of the Project. Western will comply with the terms and conditions identified in the FHWA Biological Opinion for reducing impacts to these species as it applies to