

ASKO is likely to succeed on the merits of its petition for waiver and that it is desirable for policy reasons to grant immediate relief.

#### IV. Interim Waiver Granted

For the reasons stated above, DOE grants ASKO's application for interim waiver from testing of its condensing clothes dryer product line. Therefore, *it is ordered that:*

The application for interim waiver filed by ASKO is hereby granted for ASKO's T744C, T754C, and T794C condensing clothes dryers. Until a final decision is made on its petition for waiver, ASKO shall not be required to test its T744C, T754C, and T794C condensing clothes dryers on the basis of the test procedure under 10 CFR part 430 subpart B, appendix D.

DOE makes decisions on waivers and interim waivers for only those models specifically set out in the petition, not future models that may or may not be manufactured by the petitioner. ASKO may submit a new or amended petition for waiver and request for grant of interim waiver, as appropriate, for additional models of clothes dryers for which it seeks a waiver from the DOE test procedure. In addition, DOE notes that grant of an interim waiver or waiver does not release a petitioner from the certification requirements set forth at 10 CFR 430.62.

Further, this interim waiver is conditioned upon the presumed validity of statements, representations, and documents provided by the petitioner. DOE may revoke or modify this interim waiver at any time upon a determination that the factual basis underlying the petition for waiver is incorrect, or upon a determination that the results from the alternate test procedure are unrepresentative of the basic models' true energy consumption characteristics.

#### V. Summary and Request for Comments

Through today's notice, DOE grants ASKO an interim waiver from the specified portions of the test procedure applicable to ASKO's T744C, T754C, and T794C condensing clothes dryers and announces receipt of ASKO's petition for waiver from those same portions of the test procedure. DOE publishes ASKO's petition for waiver in its entirety pursuant to 10 CFR 430.27(b)(1)(iv). The petition contains no confidential information.

DOE solicits comments from interested parties on all aspects of the petition. Pursuant to 10 CFR 430.27(b)(1)(iv), any person submitting written comments to DOE must also send a copy of such comments to the

petitioner. The contact information for the petitioner is: Mr. Michael Wasson, ASKO Appliances, Inc., P.O. Box 940609, Plano, TX 75094-0609. All submissions received must include the agency name and case number for this proceeding. Submit electronic comments in WordPerfect, Microsoft Word, Portable Document Format (PDF), or text (American Standard Code for Information Interchange (ASCII)) file format and avoid the use of special characters or any form of encryption. Wherever possible, include the electronic signature of the author. DOE does not accept telefacsimiles (faxes).

According to 10 CFR 1004.11, any person submitting information that he or she believes to be confidential and exempt by law from public disclosure should submit two copies to DOE: One copy of the document including all the information believed to be confidential and one copy of the document with the information believed to be confidential deleted. DOE will make its own determination about the confidential status of the information and treat it according to its determination.

Issued in Washington, DC, on July 3, 2013.

**Kathleen B. Hogan,**

*Deputy Assistant Secretary for Energy Efficiency, Energy Efficiency and Renewable Energy*

June 19, 2013

Dr. David Danielson  
Assistant Secretary, Energy Efficiency & Renewable Energy  
U.S. Department of Energy  
Mail Station EE-1  
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Washington, DC 20585  
*Daivid.danielson@ee.doe.com*

Re: Petition of Waiver and Application for Interim Waiver, ASKO Condenser Dryers

Dear Assistant Secretary Danielson, ASKO Appliances Inc. (ASKO) hereby submits this Petition of Waiver and Application for Interim Waiver, pursuant to 10 CFR 430.27, for new condenser clothes dryers.

ASKO manufactures washers, dryers, and dishwashers sold in the United States. This petition and application based on the following major points:

1. ASKO's petition for new dryer base models T744C, T754C, and T794C for introduction 2013.
2. Petitions for similar products issued to manufacturers such as Miele, Bosch, and Whirlpool.
3. ASKO's condenser dryers are the same concept and principle, except for external venting, in relation to the test procedures in 10 CFR, part 430, subpart B, appendix D Uniform Test Method for Measuring the Energy Consumption of Clothes Dryers.
4. The test procedure does not define or mention measuring the energy for condenser dryers.

Additional information is that the same test performed on condenser and vented dryers and condenser dryers have virtually the same energy use as vented dryers.

The lack of relief would impose an economic hardship by not allowing ASKO to compete with competition with similar products in USA.

The petition and application warrants approval on the grounds of design characteristics that prevent the testing according to 10 CFR, part 430, subpart B, appendix D.

ASKO would be available for any further discussions on the design and use of condenser dryers with DOE. ASKO will notify all Clothes dryer manufacturers of domestically marketed units known to ASKO of this petition and application by mail.

Sincerely,  
Michael Wasson, CTO  
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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13346-003]

#### Free Flow Power Corporation; Notice of Application Ready for Environmental Analysis and Soliciting Comments, Recommendations, Terms and Conditions, and Prescriptions

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

a. *Type of Application:* Original Major License.

b. *Project No.:* P-13346-003.

c. *Date filed:* December 3, 2012.

d. *Applicant:* Free Flow Power Corporation (Free Flow Power), on behalf of its subsidiary PayneBridge, LLC.

e. *Name of Project:* Williams Dam Water Power Project.

f. *Location:* At the existing Williams dam owned by the Indiana Department of Natural Resources on the East Fork White River in Lawrence County, Indiana. No federal lands are occupied by the project works or located within the project boundary.

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

h. *Applicant Contacts*: Ramya Swaminathan, Chief Operating Officer, Free Flow Power Corporation, 239 Causeway Street, Suite 300, Boston, MA 02114; or at (978) 283-2822.

Daniel Lissner, General Counsel, Free Flow Power Corporation, 239 Causeway Street, Suite 300, Boston, MA 02114; or at (978) 283-2822.

i. *FERC Contact*: Aaron Liberty at (202) 502-6862 or by email at Aaron.Liberty@ferc.gov.

j. *Deadline for filing comments, recommendations, terms and conditions, and prescriptions*: 60 days from the issuance date of this notice; reply comments are due 105 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 FERCOOnlineSupport@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 five 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 and is now ready for environmental analysis.

l. The 21.3-foot-high, 294-foot-long Williams dam is currently owned by the Indiana Department of Natural Resources and impounds a 553-acre reservoir at a normal pool elevation of 472.2 North American Vertical Datum of 1988 (NAVD 88). In addition to the dam, the Williams Dam Water Power Project would consist of the following new facilities: (1) An 80-foot-long, 21.5-foot-high, 100-foot-wide intake structure with trashracks having 3-inch clear bar

spacing; (2) a 126-foot-long, 81-foot-wide powerhouse integral to the dam; (3) four turbine-generator units with a combined installed capacity of 4.0 megawatts; (4) a 40-foot by 40-foot substation; (5) a 265-foot-long, three-phase, 12.5-kilovolt overhead transmission line connecting the project's substation to local utility distribution lines; and (6) other appurtenant facilities.

The proposed project would operate in a run-of-river mode and the water surface elevation of the impoundment would be maintained at the existing normal pool elevation (crest of the dam spillway) or above. The average annual generation would be about 17,850 megawatt-hours.

m. A copy of the application is 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, contact FERC Online Support. A copy is also available for inspection and reproduction at the address in item h above.

All filings must (1) bear in all capital letters the title "COMMENTS", "REPLY COMMENTS", "RECOMMENDATIONS," "TERMS AND CONDITIONS," or "PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person submitting the filing; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. Each filing must be accompanied by proof of service on all persons listed on the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b), and 385.2010.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

n. Public notice of the filing of the initial development application, which has already been given, established the due date for filing competing applications or notices of intent. Under

the Commission's regulations, any competing development application must be filed in response to and in compliance with public notice of the initial development application. No competing applications or notices of intent may be filed in response to this notice.

o. A license applicant must file no later than 60 days following the date of issuance of this notice: (1) A copy of the water quality certification; (2) a copy of the request for certification, including proof of the date on which the certifying agency received the request; or (3) evidence of waiver of water quality certification.

Dated: July 2, 2013.

**Kimberly D. Bose,**  
*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 14327-000]

#### Pershing County Water Conservation District; Notice of Application Tendered for Filing with the Commission and Soliciting Additional Study Requests

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

a. *Type of Application*: Minor Original License.

b. *Project No.*: 14327-000.

c. *Date filed*: June 26, 2013.

d. *Applicant*: Pershing County Water Conservation District.

e. *Name of Project*: Humboldt River Hydro Power Project.

f. *Location*: At the existing U.S. Bureau of Reclamation's (Reclamation) Rye Patch dam on the Humboldt River, nearby the Town of Lovelock, Pershing County, Nevada. The project would occupy 0.25 acre of Reclamation lands.

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

h. *Applicant Contact*: Mr. Greg Lyman, P.E., Farr West Engineering, 5442 Longley Lane, Suite B, Reno, NV 89511; (775)-853-7259.

i. *FERC Contact*: Adam Beeco at (202)-502-8655; email—adam.beeco@ferc.gov.

j. *Cooperating agencies*: Federal, state, local, and tribal agencies with jurisdiction and/or special expertise with respect to environmental issues that wish to cooperate in the preparation of the environmental