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This collection is being submitted under the Streamlined Clearance Process for Discretionary Grant Information Collections (1894-0001). Therefore, the 30-day public comment period notice will be the only public comment notice published for this information collection.

Dated: June 15, 2023.

**Kun Mullan,**

*PRA Coordinator, Strategic Collections and Clearance, Governance and Strategy Division, Office of Chief Data Officer, Office of Planning, Evaluation and Policy Development.*

[FR Doc. 2023-13198 Filed 6-21-23; 8:45 am]

BILLING CODE 4000-01-P

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2964-045]

#### City of Sturgis, Michigan; Notice of Application Accepted for Filing and Soliciting Comments, 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. *Application Type:* Request for temporary variance of Article 401.

b. *Project No.:* 2964-045.

c. *Date Filed:* April 11, 2023.

d. *Applicant:* City of Sturgis, Michigan (licensee).

e. *Name of Project:* Sturgis Hydroelectric Project.

f. *Location:* The project is located on the St. Joseph River in St. Joseph County, Michigan, and does not occupy federal lands.

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

h. *Applicant Contact:* Christopher J. Jeter, PE, Lawson-Fisher Associates P.C., 525 West Washington Avenue, South Bend, IN 46601, (574) 234-3167, [cjeter@lawson-fisher.com](mailto:cjeter@lawson-fisher.com).

i. *FERC Contact:* Jeremy Jessup, (202) 502-6779, [Jeremy.Jessup@ferc.gov](mailto:Jeremy.Jessup@ferc.gov).

j. *Deadline for filing comments, motions to intervene, and protests:* July 17, 2023.

The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission's eFiling system at <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), (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852. The first page of any filing should include the docket number P-2964-045. Comments emailed to Commission staff are not considered part of the Commission record.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears 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. *Description of Request:* The licensee proposes a temporary variance from the reservoir elevation requirements of the Michigan Department of Environment, Great Lakes, and Energy's water quality certification condition 1.1 to facilitate a scheduled drawdown of the project impoundment. The purpose of the drawdown is to mitigate risk during construction of several dam safety improvements. The licensee would lower the impoundment approximately 3 feet to an elevation of 822.6 ±0.25 feet. The drawdown is scheduled to begin after Labor Day and continue through April 30, 2024, in order to protect

hibernating wildlife along the impoundment shoreline.

l. *Locations of the Application:* This filing may be viewed on the Commission's website 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. 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, call 1-866-208-3676 or email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), for TTY, call (202) 502-8659. Agencies may obtain copies of the application directly from the applicant.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. *Comments, Protests, or Motions to Intervene:* Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214, respectively. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. *Filing and Service of Documents:* Any filing must (1) bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE" as applicable; (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 commenting, protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor 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 385.2010.

p. The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, environmental justice communities, Tribal members and

others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502-6595 or *OPP@ferc.gov*.

Dated: June 15, 2023.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2023-13257 Filed 6-21-23; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP17-80-004]

#### Columbia Gas Transmission, LLC; Notice of Request for Extension of Time

Take notice that on June 8, 2023, Columbia Gas Transmission, LLC (Columbia) requested that the Federal Energy Regulatory Commission (Commission) grant an extension of time, until July 19, 2026, to construct and operate its Eastern Panhandle Expansion Project, originally authorized in the July 19, 2018 Order Issuing Certificate under section 7 of the Natural Gas Act and part 157 of the Commission's regulations (July 19, Order).<sup>1</sup> Ordering Paragraph (B1) of the July 19 Order provided a deadline of July 19, 2020, to complete construction of the facilities and making them available for service.

In its original application, Columbia requested authorization to construct and operate approximately 3.37 miles of 8-inch in diameter pipeline commencing in Fulton County, Pennsylvania, and extending through Washington County, Maryland, to a point of delivery in Morgan County, West Virginia. The project was designed to meet Mountaineer Gas' request for 47,500 dekatherms per day (Dth/d) of capacity, and Mountaineer Gas and Columbia have a binding precedent agreement executed for the entire capacity of the project for a 20-year primary term.

On July 8, 2020, Columbia filed a request for a three-year extension of time, until July 19, 2023, to construct the project and place it into service. In that filing, Columbia stated that, due to unforeseen delays in acquiring an easement from the Government of Maryland across the Western Maryland

Rail Trail, additional time was required in order to complete the construction of the authorized project facilities. On August 25, 2020, the Commission granted Columbia's request.<sup>2</sup>

In this latest request, Columbia states that the easement in question is still the subject of litigation pending before the U.S. Court of Appeals for the Fourth Circuit (Fourth Circuit). Columbia reports that, due to this litigation, Columbia is prevented from moving forward with the construction of the project.

This notice establishes a 15-calendar day intervention and comment period deadline. Any person wishing to comment on the applicant's request for an extension of time may do so. No reply comments or answers will be considered. If you wish to obtain legal status by becoming a party to the proceedings for this request, you should, on or before the comment date stated below, file 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 Natural Gas Act (18 CFR 157.10).<sup>3</sup>

As a matter of practice, the Commission itself generally acts on requests for extensions of time to complete construction for Natural Gas Act facilities when such requests are contested before order issuance. For those extension requests that are contested,<sup>4</sup> the Commission will aim to issue an order acting on the request within 45 days.<sup>5</sup> The Commission will address all arguments relating to whether the applicant has demonstrated there is good cause to grant the extension.<sup>6</sup> The Commission will not consider arguments that re-litigate the issuance of the certificate order, including whether the Commission properly found the project to be in the public convenience and necessity and whether the Commission's environmental analysis for the certificate complied with the National Environmental Policy Act.<sup>7</sup> At the time

<sup>2</sup> Columbia Gas Transmission, LLC, Docket No. CP18-116-003 (August 25, 2020) (delegated order).

<sup>3</sup> Only motions to intervene from entities that were party to the underlying proceeding will be accepted. *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 39 (2020).

<sup>4</sup> Contested proceedings are those where an intervenor disputes any material issue of the filing. 18 CFR 385.2201(c)(1) (2019).

<sup>5</sup> *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 40 (2020).

<sup>6</sup> *Id.* at P 40.

<sup>7</sup> Similarly, the Commission will not re-litigate the issuance of an NGA section 3 authorization, including whether a proposed project is not inconsistent with the public interest and whether the Commission's environmental analysis for the permit order complied with NEPA.

a pipeline requests an extension of time, orders on certificates of public convenience and necessity are final and the Commission will not re-litigate their issuance.<sup>8</sup> The OEP Director, or his or her designee, will act on all of those extension requests that are uncontested.

In addition to publishing the full text of this document in the **Federal Register**, the Commission provides all interested persons an opportunity to view and/or print the contents of this document via the internet through the Commission's Home Page (<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. At this time, the Commission has suspended access to the Commission's Public Reference Room. For assistance, contact FERC at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call toll-free, (886) 208-3676 or TTY, (202) 502-8659.

The Commission strongly encourages electronic filings of comments in lieu of paper using the "eFile" link at <http://www.ferc.gov>. In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852.

The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, environmental justice communities, Tribal members and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502-6595 or *OPP@ferc.gov*.

*Comment Date:* 5:00 p.m. Eastern Time on June 30, 2023.

Dated: June 15, 2023.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2023-13267 Filed 6-21-23; 8:45 am]

BILLING CODE 6717-01-P

<sup>8</sup> *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 40 (2020).

<sup>1</sup> See *Columbia Gas Transmission, LLC*, 164 FERC ¶ 61,036 (2018) (July 19 Order), *reh'g denied*, 170 FERC ¶ 61,247 (2020).