

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Project No. 516-467]

**South Carolina Electric & Gas Company; Notice of Application for Amendment of License and Soliciting Comments, Motions to Intervene, and Protests**

August 5, 2010.

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

- a. *Type of Application*: Non-project use of project lands and waters.
- b. *Project No*: 516-467.
- c. *Date Filed*: July 27, 2010.
- d. *Applicant*: South Carolina Electric & Gas Company.
- e. *Name of Project*: Saluda Hydroelectric Project.
- f. *Location*: The project is located on the Saluda River in Lexington, Newberry, Richland, and Saluda counties, South Carolina. The proposed action would occur on Lake Murray in Lexington County, South Carolina.
- g. *Pursuant to*: Federal Power Act, 16 U.S.C. 791a-825r.
- h. *Applicant Contact*: Mr. Tommy Boozer, Manager, Lake Management Programs, SCE&G, 6248 Bush River Road, Columbia, SC 29212, telephone (803) 217-9007.

i. *FERC Contact*: Any questions on this notice should be addressed to Shana High at (202) 502-8674.

j. *Deadline for Filing Comments and or Motions*: September 7, 2010.

Comments, protests, and interventions 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 (<http://www.ferc.gov>) under the "e-filing" link. The Commission strongly encourages electronic filings.

All documents (original and eight copies) filed by paper should be sent to: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Please include the project number (P-516-467) on any comments or motions filed.

The Commission's Rules of Practice and Procedure require all interveners 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 intervener 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. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

k. *Description of Application*: The licensee proposes to permit the modification of Jakes Landing, an existing facility, by adding a 184-foot by 52-foot floating dock that would provide 30 slips. The new dock would be attached to the shoreline with an adjustable walkway, which would be secured to the ground.

l. *Locations of the Application*: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE., Room 2A, Washington, DC 20426, or by calling (202) 502-8371. This filing may also 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 (P-516) 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 e-mail of new filings and issuances related to this or other pending projects. For assistance, call 1-866-208-3676 or e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), for TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the address in item (h) above.

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. 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. Any filings must bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers.

p. *Agency Comments*: Federal, State, and local agencies are invited to file comments on the described application. A copy of the application may be

obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Nathaniel J. Davis, Sr.,  
Deputy Secretary.

[FR Doc. 2010-19849 Filed 8-11-10; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****Combined Notice of Filings #1**

July 30, 2010.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers*: ER10-1727-000.  
*Applicants*: RRI Energy Florida, LLC.  
*Description*: RRI Energy Florida, LLC submits tariff filing per 35.12: Baseline Filing to be effective 8/1/2010.

*Filed Date*: 07/07/2010.  
*Accession Number*: 20100707-5077.  
*Comment Date*: 5 p.m. Eastern Time on Friday, August 20, 2010.

*Docket Numbers*: ER10-1894-002.  
*Applicants*: Wisconsin Public Service Corporation.

*Description*: Wisconsin Public Service Corporation submits tariff filing per 35: Compliance Filing for WPSR OATT to be effective 7/30/2010.

*Filed Date*: 07/30/2010.  
*Accession Number*: 20100730-5037.  
*Comment Date*: 5 p.m. Eastern Time on Friday, August 20, 2010.

*Docket Numbers*: ER10-1901-002.  
*Applicants*: Upper Peninsula Power Company.

*Description*: Upper Peninsula Power Company submits tariff filing per 35: Compliance Filing for WPSR OATT to be effective 7/30/2010.

*Filed Date*: 07/30/2010.  
*Accession Number*: 20100730-5039.  
*Comment Date*: 5 p.m. Eastern Time on Friday, August 20, 2010.

*Docket Numbers*: ER10-1954-000.  
*Applicants*: American Electric Power Service Corporation.

*Description*: AEP Texas Central Company et al. submits fully executed amended transmission interconnection agreements which are being filed as service agreement under the Open Access Transmission Service Tariff of the AEPS.

*Filed Date*: 07/23/2010.  
*Accession Number*: 20100726-0204.  
*Comment Date*: 5 p.m. Eastern Time on Friday, August 13, 2010.

*Docket Numbers:* ER10–1977–001.  
*Applicants:* New York Independent System Operator, Inc.  
*Description:* New York Independent System Operator submits tariff filing per 35.17(b): Errata Filing—IBRT—7/30/10 to be effective 9/30/2010.

*Filed Date:* 07/30/2010.

*Accession Number:* 20100730–5067.  
*Comment Date:* 5 p.m. Eastern Time on Friday, August 20, 2010.

*Docket Numbers:* ER10–2035–000.

*Applicants:* Kansas City Power & Light Company.

*Description:* Kansas City Power & Light Company submits First Revised Rate Schedule FERC No. 129.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–0209.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2036–000.  
*Applicants:* Calpine Vineland Solar, LLC.

*Description:* Calpine Vineland Solar, LLC submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5088.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2037–000.  
*Applicants:* Calpine Philadelphia Inc.  
*Description:* Calpine Philadelphia Inc. submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5089.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2038–000.  
*Applicants:* Entergy Services, Inc.  
*Description:* Entergy Services, Inc. submits Attachment A letter requesting termination of the executed interconnection and operating agreement and generator imbalance agreement.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–0208.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2039–000.  
*Applicants:* Calpine Newark, LLC.  
*Description:* Calpine Newark, LLC submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5090.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2040–000.  
*Applicants:* Calpine New Jersey Generation, LLC.

*Description:* Calpine New Jersey Generation, LLC submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5091.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2041–000.  
*Applicants:* Calpine Mid Merit, LLC.  
*Description:* Calpine Mid Merit, LLC submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5092.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2042–000.  
*Applicants:* Calpine Energy Services, L.P.

*Description:* Calpine Energy Services, L.P. submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5093.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2043–000.  
*Applicants:* Calpine Mid-Atlantic Generation, LLC.

*Description:* Calpine Mid-Atlantic Generation, LLC submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5098.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2044–000.  
*Applicants:* Zion Energy LLC.  
*Description:* Zion Energy LLC submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5100.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2045–000.  
*Applicants:* New York Independent System Operator, Inc.

*Description:* New York Independent System Operator submits tariff filing per 35.13(a)(2)(iii): EDRP for STR—Allen—7/29/10 to be effective 9/30/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5102.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2046–000.  
*Applicants:* Calpine Bethlehem, LLC.  
*Description:* Calpine Bethlehem, LLC et al. submits Notice of Succession

notifying the Commission of a name change follow the recent consummation etc.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100730–0202.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2047–000.  
*Applicants:* Calpine Mid-Atlantic Generation, LLC.

*Description:* Calpine Bethlehem, LLC et al. submits Notice of Succession notifying the Commission of a name change follow the recent consummation etc.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100730–0202.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2048–000.  
*Applicants:* Calpine Mid Merit, LLC.  
*Description:* Calpine Bethlehem, LLC et al. submits Notice of Succession notifying the Commission of a name change follow the recent consummation etc.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100730–0202.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2049–000.  
*Applicants:* Calpine New Jersey Generation, LLC.

*Description:* Calpine Bethlehem, LLC et al. submits Notice of Succession notifying the Commission of a name change follow the recent consummation etc.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100730–0202.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2050–000.  
*Applicants:* Calpine Vineland Solar, LLC.

*Description:* Calpine Bethlehem, LLC et al. submits Notice of Succession notifying the Commission of a name change follow the recent consummation etc.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100730–0202.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2051–000.  
*Applicants:* Calpine Bethlehem, LLC.  
*Description:* Calpine Bethlehem, LLC submits tariff filing per 35.12: Market-Based Rate Tariff in Compliance with Order No. 714 to be effective 7/29/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729–5132.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10–2052–000.  
*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator, Inc. submits tariff filing per 35.12: G604 FCA Filing to be effective 12/31/9998.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729-5138.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10-2053-000.

*Applicants:* Southern California Edison Company.

*Description:* Southern California Edison Company submits tariff filing per 35: TOT Appendix 8 CWIP Settlement 072910 to be effective 6/1/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729-5144.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10-2054-000.

*Applicants:* Pacific Gas and Electric Company.

*Description:* Pacific Gas and Electric Company submits tariff filing per 35.13(a)(2)(iii): Modifications to CAISO Interim Black Start Agreement to be effective 9/27/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729-5145.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10-2055-000.

*Applicants:* Pacific Gas and Electric Company.

*Description:* Pacific Gas and Electric Company submits tariff filing per 35.13(a)(2)(iii): Modifications to CAISO Interim Dual Fuel Agreement to be effective 9/27/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729-5147.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10-2056-000.

*Applicants:* California Independent System Operator Corporation.

*Description:* California Independent System Operator Corporation submits tariff filing per 35.13(a)(2)(iii): 2010-07-29 CAISO MSG Transition Costs Amendment to be effective 10/1/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729-5152.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10-2056-000.

*Applicants:* California Independent System Operator Corporation.

*Description:* California Independent System Operator Corporation submits tariff filing per 35.13(a)(2)(iii): 2010-07-29 CAISO MSG Transition Costs Amendment to be effective 10/1/2010.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729-5153.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10-2057-000.

*Applicants:* American Electric Power Service Corporation.

*Description:* AEP Texas North Company submits unexecuted restated and amended transmission interconnection agreements etc.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100730-0203.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10-2058-000.

*Applicants:* Southern Company Services, Inc.

*Description:* Southern Companies submits network integration transmission service agreement under the Open Access Transmission Tariff etc.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100730-0201.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

*Docket Numbers:* ER10-2059-000.

*Applicants:* Carolina Power & Light Company.

*Description:* Carolina Power & Light Company submits tariff filing per 35.13(a)(2)(iii): Service Agreement No. 321 under Carolina Power and Light OATT to be effective 8/1/2010.

*Filed Date:* 07/30/2010.

*Accession Number:* 20100730-5028.

*Comment Date:* 5 p.m. Eastern Time on Friday, August 20, 2010.

*Docket Numbers:* ER10-2060-000.

*Applicants:* Consolidated Edison Company of New York, Inc.

*Description:* Consolidated Edison Company of New York, Inc. submits tariff filing per 35.12: Baseline Filing of Con Edison OATT2 to be effective 7/30/2010.

*Filed Date:* 07/30/2010.

*Accession Number:* 20100730-5053.

*Comment Date:* 5 p.m. Eastern Time on Friday, August 20, 2010.

*Docket Numbers:* ER10-2061-000.

*Applicants:* Tampa Electric Company. *Description:* Tampa Electric Company submits tariff filing per 35.13(a)(1): Wholesale Requirements Rate Case to be effective 10/1/2010.

*Filed Date:* 07/30/2010.

*Accession Number:* 20100730-5097.

*Comment Date:* 5 p.m. Eastern Time on Friday, August 20, 2010.

*Docket Numbers:* ER10-2062-000.

*Applicants:* New York Independent System Operator, Inc.

*Description:* New York Independent System Operator submits tariff filing per 35.13(a)(2)(iii): NYISO 205 Filing—RLS Schnell 7/30/10 to be effective 9/30/2010.

*Filed Date:* 07/30/2010.

*Accession Number:* 20100730-5105.

*Comment Date:* 5 p.m. Eastern Time on Friday, August 20, 2010.

*Docket Numbers:* ER10-2063-000.

*Applicants:* Otter Tail Power Company.

*Description:* Otter Tail Power Company submits tariff filing per 35.12: Baseline Electronic Tariff Filing to be effective 7/30/2010.

*Filed Date:* 07/30/2010.

*Accession Number:* 20100730-5110.

*Comment Date:* 5 p.m. Eastern Time on Friday, August 20, 2010.

Take notice that the Commission received the following electric securities filings:

*Docket Numbers:* ES10-52-000.

*Applicants:* Southwestern Electric Power Company.

*Description:* Application of Southwestern Electric Power Company requesting authorization to issue securities Under Section 204 of the Federal Power Act.

*Filed Date:* 07/29/2010.

*Accession Number:* 20100729-5169.

*Comment Date:* 5 p.m. Eastern Time on Thursday, August 19, 2010.

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

As it relates to any qualifying facility filings, the notices of self-certification [or self-recertification] listed above, do not institute a proceeding regarding qualifying facility status. A notice of self-certification [or self-recertification] simply provides notification that the entity making the filing has determined the facility named in the notice meets the applicable criteria to be a qualifying facility. Intervention and/or protest do not lie in dockets that are qualifying facility self-certifications or self-recertifications. Any person seeking to challenge such qualifying facility status may do so by filing a motion pursuant to 18 CFR 292.207(d)(iii). Intervention and protests may be filed in response to notices of qualifying facility dockets

other than self-certifications and self-recertifications.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St., NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also available for review in the Commission's Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

**Nathaniel J. Davis, Sr.,**  
Deputy Secretary.

[FR Doc. 2010-19882 Filed 8-11-10; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL10-80-000]

#### Ameren Services Company; Notice of Petition for Declaratory Order

August 5, 2010.

Take notice that on August 2, 2010, pursuant to section 207 of the Rules of Practice and Procedure of the Federal Energy Regulation Commission (Commission), 18 CFR 385.207, section 219 of the Federal Power Act, 16 U.S.C. 824s, and Order No. 679, *Promoting Transmission Investment Through Pricing Reform*, Order No. 679, 2006-2007 FERC Stats. & Regs., Regs. Preambles ¶ 31,222, *order on reh'g*, Order No. 679-A, 2006-2007 FERC Stats. & Regs., Regs. Preambles ¶ 31,236 (2006), *order on reh'g*, Order No. 679-B, 119 FERC ¶ 61,062 (2007), Ameren

Services Company filed a Petition for Declaratory Order for Incentive Rate Treatments, requesting the Commission to approve certain incentive rate treatments for its affiliates, including Ameren Transmission Company, in connection with the first phase of the multi-year transmission development initiative, which consist of four major new transmission projects, totaling approximately \$1.3 billion in cost.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of 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. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5 p.m. Eastern Time on August 31, 2010.

**Nathaniel J. Davis, Sr.,**  
Deputy Secretary.

[FR Doc. 2010-19848 Filed 8-11-10; 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

August 5, 2010.

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