

## VII. Privileged or Confidential Information

All materials submitted to the DOE as part of a Submission become DOE records and cannot be returned. The DOE will use the materials to evaluate a Submission in accordance with the Rules of the Competition, as well as to establish benchmark performance for operating microgrids from information contained in all Submissions.

The Freedom of Information Act (FOIA) and its amendments have resulted in an increasing number of requests from outside the Government for copies of materials submitted to federal agencies. If a Contestant's Submission contains information that he/she believes should be withheld from such requestors under FOIA on the grounds that they contain "trade secrets and commercial or financial information" [5 U.S.C. 552(b)(4)], the Contestant should:

1. Mark the title page with the following legend:

"Some parts of this document, as identified on individual pages, are considered by the Contestant to be privileged or confidential trade secrets or commercial or financial information not subject to mandatory disclosure under the Freedom of Information Act. Material considered privileged or confidential on such grounds is contained on page(s) \_\_\_\_\_ and

2. Mark each individual item considered privileged or confidential under FOIA with the following legend:

"The data or information is considered confidential or privileged, and is not subject to mandatory disclosure under the Freedom of Information Act."

Whenever a document submitted to the DOE contains information which may be exempt from public disclosure, it will be handled in accordance with the procedures pursuant to 10 CFR 1004.11 and described below. While the DOE is responsible for making the final determination with regard to the disclosure or nondisclosure of information contained in requested documents, the DOE will consider the Contestant's views in making its determination.

(a) When the DOE may determine, in the course of responding to a FOIA request, not to release information submitted to the DOE without seeking any or further Contestant's views, no notice will be given the Contestant.

(b) When the DOE, in the course of responding to a FOIA request, cannot make the determination without having the consideration of the Contestant's views, the Contestant shall be promptly notified and provided an opportunity to submit its views on whether information contained in the requested

document (1) is exempt from the mandatory public disclosure requirements of the FOIA, (2) contains information referred to in 18 U.S.C. 1905, or (3) is otherwise exempt by law from public disclosure. The DOE will make its own determinations as to whether any information is exempt from disclosure. Notice of a determination by the DOE that a claim of exemption made pursuant to this paragraph is being denied will be given to a person making such a claim no less than seven (7) calendar days prior to intended public disclosure of the information in question.

(c) Criteria to be applied by the DOE in determining whether information is exempt from mandatory disclosure pursuant to 5 U.S.C. 552(b)(4) include:

(1) Whether the information has been held in confidence by the person to whom it pertains;

(2) Whether the information is of a type customarily held in confidence by the person to whom it pertains and whether there is a reasonable basis therefor;

(3) Whether the information was transmitted to and received by the Department in confidence;

(4) Whether the information is unavailable in public sources;

(5) Whether disclosure of the information is likely to impair the Government's ability to obtain similar information in the future; and

(6) Whether disclosure of the information is likely to cause substantial harm to the competitive position of the person from whom the information was obtained.

## VIII. Additional Terms and Conditions

*Competition Subject to Applicable Law:* The Competition is subject to all applicable Federal laws and regulations. Submitting to this Competition constitutes each Team and/or Contestant's agreement to the official rules as set forth on <http://www.energy.gov/microgridchallenge> and administrative decisions, which are final and binding in all matters related to the Competition. Eligibility for a prize award is contingent upon fulfilling all requirements set forth herein.

*Publicity:* Except where prohibited, participation in the Competition constitutes each winner's consent for the DOE and its agents to use each winner's Submission information for promotional purposes through any form of media, worldwide, without further permission, payment, or consideration.

*Liability and Insurance:* Any and all information provided by or obtained from the Federal Government is without any warranty or representation

whatsoever, including but not limited to its suitability for any particular purpose. Further, in accordance with 15 U.S.C. 3719(i), each Contestant shall provide proof of general liability insurance of \$1 million per incident and a \$5 million umbrella policy for claims by a third party for death, bodily injury, or property damage or loss resulting from an activity carried out in connection with the Competition, with the Federal Government named as an additional insured under the Contestant's insurance policy. Additionally, Contestants must agree to indemnify the Federal Government against third party claims for damages arising from or related to competition activities and for damage or loss to Government property resulting from such an activity.

*Taxes:* Winners are responsible for both reporting and paying all applicable Federal, state, and local taxes payable from any prize amounts awarded under this Competition.

## IX. Contact Information

For questions about this Competition, contact DOE at *MicrogridCompetition@hq.doe.gov*.

## Appendix A

Microgrid Operational Data Template File is available at <http://www.energy.gov/microgridchallenge>.

Issued in Washington, DC, on June 25, 2014.

**Patricia A. Hoffman**

*Assistant Secretary, Office of Electricity Delivery and Energy Reliability.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2629-014-Vermont]

### Village of Morrisville, Vermont; Notice of Availability of Draft Environmental Assessment

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission) regulations, 18 CFR part 380 (Order No. 486, 52 FR 47897), the Office of Energy Projects has reviewed the application for license for the multi-development Morrisville Hydroelectric Project, located on the Green River, Elmore Pond Brook, and Lamoille River in Lamoille County, Vermont, and has prepared a draft Environmental Assessment (EA) for the project. The

project does not occupy any federal land.

The draft EA contains the staff's analysis of the potential environmental impacts of the project and concludes that licensing the project, with appropriate environmental protective measures, would not constitute a major federal action that would significantly affect the quality of the human environment.

A copy of the draft EA is on file with the Commission and is available for public inspection. The draft EA 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 in the docket number field, to access the document. For assistance, 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. 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.

Any comments should be filed within 30 days from the date of this notice. Comments 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. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail comments to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. The first page of any filing should include docket number P-2629-014.

*For Further Information Contact:*  
Steve Kartalia at (202) 502-6131 or [Stephen.Kartalia@ferc.gov](mailto:Stephen.Kartalia@ferc.gov).

Dated: June 25, 2014.

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

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER14-2245-000]

#### TriEagle Energy, LP ; Supplemental Notice That Initial Market-Based Rate Filing Includes Request for Blanket Section 204 Authorization

This is a supplemental notice in the above-referenced proceeding of TriEagle Energy, LP's application for market-based rate authority, with an accompanying rate tariff, noting that such application includes a request for blanket authorization, under 18 CFR part 34, of future issuances of securities and assumptions of liability.

Any person desiring to intervene or to protest should file with the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant.

Notice is hereby given that the deadline for filing protests with regard to the applicant's request for blanket authorization, under 18 CFR part 34, of future issuances of securities and assumptions of liability, is July 15, 2014.

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 5 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

The filings in the above-referenced proceeding 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 email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov).

[OnlineSupport@ferc.gov](mailto:OnlineSupport@ferc.gov) or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Dated: June 25, 2014.

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

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER14-2238-000]

#### Repsol Energy North America Corporation; Supplemental Notice That Initial Market-Based Rate Filing Includes Request for Blanket Section 204 Authorization

This is a supplemental notice in the above-referenced proceeding of Repsol Energy North America Corporation's application for market-based rate authority, with an accompanying rate tariff, noting that such application includes a request for blanket authorization, under 18 CFR Part 34, of future issuances of securities and assumptions of liability.

Any person desiring to intervene or to protest should file with the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant.

Notice is hereby given that the deadline for filing protests with regard to the applicant's request for blanket authorization, under 18 CFR Part 34, of future issuances of securities and assumptions of liability, is July 15, 2014.

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 5 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.