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**FOR FURTHER INFORMATION CONTACT:**

Michael Miller may be reached by telephone at (202)502-8415, by fax at (202)208-2425, and by e-mail at [michael.miller@ferc.gov](mailto:michael.miller@ferc.gov).

**SUPPLEMENTARY INFORMATION:**

**Description**

The information collected and submitted for OMB review contains:

1. *Collection of Information:* FERC-598 "Determination for Entities Seeking Exempt Wholesale Generator Status".

2. *Sponsor:* Federal Energy Regulatory Commission.

3. Control No. 1902-0166.

The Commission is now requesting that OMB approve a three-year extension of the current expiration date, with no changes to the existing collection. This is a mandatory information collection requirement and the Commission does not consider the information to be confidential.

4. *Necessity of the Collection of Information:* Submission of the information is necessary to enable the Commission to carry out its responsibilities in implementing the statutory provisions of Section 32 of the Public Utility Holding Company Act of 1935 (PUHCA), as amended by Section 711 of the Energy Policy Act of 1992, Pub.L. 102-486. Section 32(a) of PUHCA defines an Exempt Wholesale Generator (EWG) as an individual determined by the Commission to be engaged directly or indirectly through one or more affiliates, and exclusively in the business of owning and/or operating all or part of eligible facilities and selling electric energy at wholesale. An eligible facility may include interconnecting transmission facilities necessary to effect wholesale power sales.

Persons granted EWG status will be exempt from regulation under PUHCA. The Commission implements these filing requirements in the Code of Federal Regulations (CFR) under 18 CFR part 365.

The information is collected by the Commission in the form of a written application for determination of status as an EWG. These applications are reviewed by the Commission in order to assess as to whether the applicant meets the statutory requirements for EWG status. Without this information, the FERC would be unable to meet its statutory obligations and make the appropriate determinations.

5. *Respondent Description:* The respondent universe currently comprises (on average) 112 entities subject to the Commission's jurisdiction.

6. *Estimated Burden:* 672 total hours, 112 respondents(average), 1 response per respondent annually, 6 hours per response (average).

7. *Estimated Cost Burden to respondents:* \$37,813 (112 respondents  $\times$  \$117,041 2080). The cost per respondent = \$338 (rounded off).

**Statutory Authority:** Section 32 of the Public Utility Holding Company Act, 15 U.S.C. 79 *et seq.*

**Magalie R. Salas,**  
*Secretary.*

[FR Doc. 02-28731 Filed 11-8-02; 8:45 am]

**BILLING CODE 6717-01-P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

**[Docket No. RP03-52-000]**

**Algonquin Gas Transmission Company; Notice of Proposed Changes in FERC Gas Tariff**

November 4, 2002.

Take notice that on October 31, 2002, Algonquin Gas Transmission Company (Algonquin) tendered for filing as part of its FERC Gas Tariff, Fourth Revised Volume No. 1, Thirteenth Revised Sheet No. 40, to become effective on December 1, 2002.

Algonquin is filing to revise its Fuel Reimbursement Percentages (FRPs) for the calendar period beginning December 1, 2002, pursuant to Section 32 of the General Terms and Conditions of its FERC Gas Tariff. Algonquin states that, based on the latest actual annual data for Company Use Gas and throughput quantities for the twelve month period ending July 31, 2002, the FRP for the Winter period has increased by 0.8%, and by 0.06% for the non-Winter period.

Algonquin further states that it is submitting the calculation of the deferral allocation pursuant to Section 32.5(c) which provides that Algonquin will calculate surcharges or refunds

designed to amortize the net monetary value of the balance in the FRQ Deferred Account at the end of the previous accumulation period.

Algonquin states that, for the period August 1, 2001 through July 31, 2002, the FRQ Deferred Account resulted in a net debit balance that will be recovered as a surcharge to Algonquin's customers, based on the allocation of the account balance over the actual throughput quantities during the accumulation period, exclusive of backhauls.

Algonquin states that copies of this filing were mailed to all affected customers of Algonquin and interested state commissions.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with sections 385.214 or 385.211 of the Commission's rules and regulations. All such motions or protests must be filed in accordance with section 154.210 of the Commission's regulations. 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 proceedings. Any person wishing to become a party must file a motion to intervene. This filing 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 "FERRIS" 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 TTY, contact (202) 502-8659. Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site under the "e-Filing" link.

**Linwood A. Watson, Jr.,**  
*Deputy Secretary.*

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