

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket No. RM98–1–000]

Records Governing Off-The-Record Communications; Public Notice

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 electronic review at the Commission in the Public Reference Room or 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. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll free at (866) 208–3676, or for TTY, contact (202) 502–8659.

Docket Nos.	File date	Presenter or requester
<i>Prohibited:</i> 1. P– 12514– 000.	9/6/2022	FERC Staff ¹ .
<i>Exempt:</i> NONE.		

¹ Emailed comments dated 8/29/2022 from Jason Johnson.

Dated: September 14, 2022.

Debbie-Anne A. Reese,

Deputy Secretary.

[FR Doc. 2022–20356 Filed 9–20–22; 8:45 am]

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DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket Nos. CP17–458–000, CP19–17–000]

Midship Pipeline Company, LLC; Notice of Request for Extension of Time

Take notice that on September 13, 2022, Midship Pipeline Company, LLC (Midship) requested that the Federal Energy Regulatory Commission (Commission) grant an extension of time, until December 31, 2024, to complete their Midcontinent Supply Header Interstate Pipeline Project, as authorized in the August 13, 2018 Order Issuing Certificate Under Section 7 of the Natural Gas Act (August 13 Order).¹ Midship states that the original purpose of the project was to provide a total of 1,440 million cubic feet per day (MMcf/d) of year-round firm transportation capacity from Oklahoma to existing natural gas pipelines near Bennington, Oklahoma for transport to growing Gulf Coast and Southeast markets. Ordering Paragraph (B)(1) of the August 13 Order, as amended, provided a deadline of August 13, 2020 to make their facilities available for service.

On August 10, 2020, as supplemented on August 12, 2020, Midship filed a request for an extension of time, until December 31, 2022, to complete construction of the project and place the

remaining facilities—three compression units—into service. The Commission granted that requested extension of time on December 17, 2020.² That Order recognized that Midship had placed all other facilities into service and its pipeline system was capable of providing up to 1,100 MMcf/d of firm transportation service.

Midship now states that, due to adverse economic and logistical conditions induced by the COVID–19 pandemic, commercial progress was slowed. Midship now states that these unforeseen circumstances precluded the project from reaching full commercialization, and that additional time is now required to complete the construction and place into service the certain remaining facilities, namely those three compression units.

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).³

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,⁴ the Commission will aim to issue an order acting on the request within 45 days.⁵ The Commission will address all arguments relating to whether the applicant has demonstrated there is good cause to grant the extension.⁶ 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

² *Midship Pipeline Company, LLC*, 173 FERC ¶ 61,255 (2020).

³ 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).

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

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

⁶ *Id.* at P 40.

¹ See *Midship Pipeline Company, LLC*, 164 FERC ¶ 61,103 (2018) (August 13 Order), *order amending certificate*, *Midship Pipeline Company, LLC*, 166 FERC ¶ 62,039 (2019).

certificate complied with the National Environmental Policy Act.⁷ At the time 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.⁸ 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 Commission's Public Reference Room, due to the proclamation declaring a National Emergency concerning the Novel Coronavirus Disease (COVID-19), issued by the President on March 13, 2020. For assistance, contact FERC at 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.

Comment Date: 5 p.m. eastern time on September 30, 2022.

Dated: September 15, 2022.

Kimberly D. Bose,
Secretary.

[FR Doc. 2022-20410 Filed 9-20-22; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP21-465-000, CP21-465-001, CP21-465-002]

Driftwood Pipeline LLC; Notice of Availability of the Final Environmental Impact Statement for the Proposed Line 200 and Line 300 Project

The staff of the Federal Energy Regulatory Commission (FERC or Commission) has prepared a final environmental impact statement (EIS) for the Line 200 and Line 300 Project (Project), proposed by Driftwood Pipeline LLC (Driftwood) in the above-referenced docket. Driftwood proposes to construct and operate dual 42-inch-diameter natural gas pipelines originating near Ragley in Beauregard Parish, Louisiana southward to a proposed receiver facility near Carlyss in Calcasieu Parish, Louisiana. Additional facilities include one new compressor station, eleven meter stations, six mainline valves, and other aboveground facilities. The Project would provide a maximum seasonal capacity of 5.7 billion cubic feet of natural gas per day to the Lake Charles market. According to Driftwood, its Project would provide enhanced supply access, resilience, and reliability to the natural gas market in the Lake Charles area.

The final EIS assesses the potential environmental effects of the construction and operation of the Project in accordance with the requirements of the National Environmental Policy Act (NEPA). The FERC staff concludes that approval of the proposed Project, with the mitigation measures recommended in the EIS, would result in some adverse environmental impacts, but none that are considered significant. Regarding climate change impacts, the Project's construction and operation emissions would increase the atmospheric concentration of greenhouse gasses (GHG), in combination with past, present, and future emissions from all other sources. This EIS is not characterizing the Project's GHG emissions as significant or insignificant because the Commission is conducting a generic proceeding to determine whether and how the Commission will conduct significance determinations going forward.¹ The EIS also concludes that no system, route, or other

alternative would meet the Project objective while providing a significant environmental advantage over the Project as proposed.

The U.S. Environmental Protection Agency participated as a cooperating agency in the preparation of the EIS. Cooperating agencies have jurisdiction by law or special expertise with respect to resources potentially affected by the proposal and participate in the NEPA analysis.

The final EIS addresses the potential environmental effects of the construction and operation of the following project facilities:

- approximately 36.9 miles of 42-inch-diameter pipeline in Beauregard and Calcasieu Parishes, Louisiana (Line 200);
- approximately 32.4 miles of 42-inch-diameter pipeline in Beauregard and Calcasieu Parishes, Louisiana (Line 300) that would be constructed adjacent to Line 200 in a second phase of construction;
- approximately 0.9 mile of 30-inch-diameter lateral (Semptra Lateral) extending from Meter Station 14 to the Indian Bayou Compressor Station;
- approximately 0.8 mile of 30-inch-diameter lateral (Transco Lateral) extending from Meter Station 5 to the Indian Bayou Compressor Station;
- approximately 850 feet of dual 42-inch-diameter pipelines connecting the receiver facility to Meter Station 12;
- new compressor station identified as the Indian Bayou Compressor Station with a total 211,200 horsepower (hp) in Beauregard Parish, Louisiana;
- new receiver facility at the terminus of the Line 200 and Line 300 in Calcasieu Parish, Louisiana;
- 11 new meter stations and interconnects in Beauregard and Calcasieu Parishes, Louisiana;
- 6 mainline valves (MLV) within 3 valve facilities; and
- additional ancillary facilities such as communication facilities and pig launchers² and receivers.

The Commission mailed a copy of the *Notice of Availability* to federal, state, and local government representatives and agencies; elected officials; environmental and public interest groups; Native American tribes; potentially affected landowners and other interested individuals and groups; and newspapers and libraries in the project area. The final EIS is only available in electronic format. It may be viewed and downloaded from the

⁷ 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.

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

¹ *Consideration of Greenhouse Gas Emissions in Natural Gas Infrastructure Project Reviews*, 178 FERC ¶ 61,108 (2022); 178 FERC ¶ 61,197 (2022).

² A "pig" is a tool that the pipeline company inserts into and pushes through the pipeline for cleaning the pipeline, conducting internal inspections, or other purposes.