

with DOE (Application or App.) for renewal of its export authority for an additional five-year term. App. at 1.

In its Application, RBC states that “[n]either RBC nor any of its affiliates (collectively, the ‘RBC Companies’) owns, operates or controls any electric power transmission or distribution facilities in the United States.” *Id.* at 2. RBC also states that “the RBC Companies also do not own, operate or control any electric generation assets.” *Id.* RBC represents that it “will purchase the power to be exported from electric facilities, federal power marketing agencies, qualifying cogeneration, small power production facilities and exempt wholesale generators, as those terms are defined in the FPA, and other public utilities.” *Id.* at 4. RBC contends that “[a]ny power purchased by RBC for export will be surplus to the needs of those entities selling power to RBC” and thus, “RBC’s exports will not impair the sufficiency of electric supply within the United States, nor will the transmissions impede or tend to impede the coordination in the public interest of U.S. transmission facilities.” *Id.*

The existing international transmission facilities to be utilized by the Applicant have been previously authorized by Presidential permits issued pursuant to Executive Order 10485, as amended, and are appropriate for open access transmission by third parties. *See id.* at Exhibit D.

Procedural Matters: Any person desiring to be heard in this proceeding should file a comment or protest to the Application at *Electricity.Exports@hq.doe.gov*. Protests should be filed in accordance with Rule 211 of Federal Energy Regulatory Commission’s (FERC’s) Rules of Practice and Procedure (18 CFR 385.211). Any person desiring to become a party to this proceeding should file a motion to intervene at *Electricity.Exports@hq.doe.gov* in accordance with FERC Rule 214 (18 CFR 385.214).

Comments and other filings concerning RBC’s Application should be clearly marked with GDO Docket No. EA-342-C. Additional copies are to be provided directly to Laura Mul, RBC Capital Markets, LLC, 200 Vesey Street, 9th Floor, New York, NY 10281, *Laura.Mul@rbc.com*.

A final decision will be made on the requested authorization after the environmental impacts have been evaluated pursuant to DOE’s National Environmental Policy Act Implementing Procedures (10 CFR part 1021) and after DOE evaluates whether the proposed action will have an adverse impact on the sufficiency of supply or reliability of

the United States electric power supply system.

Copies of this Application will be made available, upon request, by accessing the program website at <https://www.energy.gov/gdo/pending-applications> or by emailing *Electricity.Exports@hq.doe.gov*.

Signing Authority: This document of the Department of Energy was signed on August 24, 2023, by Maria Robinson, Director, Grid Deployment Office, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC on August 25, 2023.

Treena V. Garrett,

Federal Register Liaison Officer, U.S. Department of Energy.

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DEPARTMENT OF ENERGY

[GDO Docket No. PP-501]

Application for Presidential Permit; Eastern Maine Electric Cooperative, Inc.

AGENCY: Grid Deployment Office, Department of Energy.

ACTION: Notice of application.

SUMMARY: Eastern Maine Electric Cooperative, Inc. (the Applicant or EMEC) has applied for a Presidential permit to acquire, operate, and maintain facilities for the distribution of electric energy at the international border between the United States and Canada.

DATES: Comments, protests, or motions to intervene must be submitted on or before September 29, 2023.

ADDRESSES: Comments, protests, motions to intervene, or request for more information should be addressed by electronic email to *Electricity.Exports@hq.doe.gov*.

FOR FURTHER INFORMATION CONTACT: Christina Gomer, (240) 474-2403, *Electricity.Exports@hq.doe.gov*.

SUPPLEMENTARY INFORMATION: The Department of Energy (DOE) issues permits for the construction, operation,

maintenance, or connection of electric transmission facilities at the United States international border, pursuant to E.O. 10485, as amended by E.O. 12038. On April 10, 2023, the authority to issue such orders was delegated to the DOE’s Grid Deployment Office (GDO) by Delegation Order No. S1-DEL-S3-2023 and Redelegation Order No. S3-DEL-GD1-2023.

On June 2, 2022, EMEC filed an application (Application or App.) with the DOE “to import a small amount of energy from New Brunswick, Canada to serve two small seasonal camps that are in EMEC’s service territory near the Canadian border.” App. at 1. EMEC “is a nonprofit utility built by and belonging to the communities it serves in Aroostook County, Penobscot County, and Washington County, Maine, which are located on Maine’s Eastern Border with Canada.” *Id.* at 2. The Applicant states “the two camps have been served by New Brunswick Power Corporation (NB Power)”, *Id.* at 1, via the existing Loon Bay Distribution Line. *See id.* at Exhibit 1. NB Power “is a vertically-integrated Crown Corporation wholly owned by the Government of New Brunswick, Canada”, *Id.* at 2, and it “would like to cease retail service to the camps.” *Id.* at 4. The Applicant further represents that, “To facilitate EMEC’s acquisition and operation of the distribution assets, NB Power has applied to the Canadian Energy Regulator for a border accommodation export permit.” *Id.* at 5. Additionally, EMEC has an agreement with NB Power “for the purchase of electric energy,” effective from November 1, 2020, through October 31, 2025. *Id.* at 3.

The facilities for which EMEC seeks a permit “consists of one single phase overhead circuit, which is a 7200-volt distribution line, 60Hz. The conductor size is either #6 or #4 wire. It is a single-phase line with a neutral.” *Id.* at 4. The total length of the line is approximately 940 feet. *Id.* The line serves two seasonal dwellings and the annual kilowatt hours transmitted are estimated at less than 10,000 kilowatt hours. *Id.* at 5.

DOE Evaluation: Before a Presidential permit may be issued or amended, DOE must determine that the proposed action is in the public interest. In making that determination, DOE considers the environmental impacts of the proposed project, determines the project’s impact on reliability of the United States electric grid, and weighs any other factors that it may also deem relevant to the public interest. DOE must also obtain favorable recommendations of the Secretary of State and the Secretary

of Defense before taking final action on a Presidential permit application.

Procedural Matters: Any person desiring to be heard in this proceeding should file a comment or protest to the Application at *Electricity.Exports@hq.doe.gov*. Protests should be filed in accordance with Rule 211 of Federal Energy Regulatory Commission's (FERC) Rules of Practice and Procedure (18 CFR 385.211). Any person desiring to become a party to this proceeding should file a motion to intervene at *Electricity.Exports@hq.doe.gov* in accordance with FERC Rule 214 (18 CFR 385.214).

Comments and other filings concerning EMEC's Application should be clearly marked with GDO Docket No. PP-501. Additional copies are to be provided directly to Scott Hallowell, PO Box 425, Calais, ME 04619, *scotth@emec.com*; and Michael Postar and Ellen Hill, Duncan, Weinberg, Genzer & Pembroke, P.C., 1667 K Street NW, Suite 700, Washington, DC 20006, *mvp@dwgp.com* and *elh@dwgp.com*.

Copies of this Application will be made available, upon request, on the program website at <https://www.energy.gov/gdo/pending-applications-0> or by emailing *Electricity.Exports@hq.doe.gov*.

Signing Authority: This document of the Department of Energy was signed on August 24, 2023, by Maria Robinson, Director, Grid Deployment Office, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on August 25, 2023.

Treena V. Garrett,

Federal Register Liaison Officer, U.S. Department of Energy.

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DEPARTMENT OF ENERGY

[GDO Docket No. EA-455-A]

Application for Renewal of Authorization To Export Electric Energy; NS Power Energy Marketing Incorporated

AGENCY: Grid Deployment Office, Department of Energy.

ACTION: Notice of application.

SUMMARY: NS Power Energy Marketing Incorporated (the Applicant or NSP Marketing) has applied for renewed authorization to transmit electric energy from the United States to Canada pursuant to the Federal Power Act.

DATES: Comments, protests, or motions to intervene must be submitted on or before September 29, 2023.

ADDRESSES: Comments, protests, motions to intervene, or requests for more information should be addressed by electronic mail to *Electricity.Exports@hq.doe.gov*.

FOR FURTHER INFORMATION CONTACT: Christina Gomer, (240) 474-2403, *Electricity.Exports@hq.doe.gov*.

SUPPLEMENTARY INFORMATION: The United States Department of Energy (DOE) regulates electricity exports from the United States to foreign countries in accordance with section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e)) and regulations thereunder (10 CFR 205.300 *et seq.*). Sections 301(b) and 402(f) of the DOE Organization Act (42 U.S.C. 7151(b) and 7172(f)) transferred this regulatory authority, previously exercised by the now-defunct Federal Power Commission, to DOE.

Section 202(e) of the FPA provides that an entity which seeks to export electricity must obtain an order from DOE authorizing that export. (16 U.S.C. 824a(e)). On April 10, 2023, the authority to issue such orders was delegated to the DOE's Grid Deployment Office (GDO) by Delegation Order No. S1-DEL-S3-2023 and Redellegation Order No. S3-DEL-GD1-2023.

On August 30, 2018, DOE issued Order No. EA-455 authorizing NSP Marketing to transmit electric energy from the United States to Canada as a power marketer. On June 30, 2023, NSP Marketing filed an application with DOE (Application or App.) for renewal of its export authority for an additional five-year term. App. at 1.

In its Application, NSP Marketing states it is a wholly-owned subsidiary of Nova Scotia Power Inc. ('NSPI') and that NSPI "is a wholly-owned subsidiary of Emera Incorporated (Emera). *Id.* Although Emera, the Applicant's parent

company, owns and controls electric power generation and transmission facilities, the Applicant asserts "NSP Marketing does not own or control any electric power generation or transmission facilities and does not have a franchised electric power service area. NSP Marketing operates as a marketing company involved in, among other things, the purchase and sale of electricity in the United States as a power marketer." *Id.* at 6. NSP Marketing represents that it "will purchase surplus electric energy from electric utilities and other suppliers within the United States[.]" *Id.* at 7. NSP Marketing also states its "export of power will not impair the sufficiency of electric power supply in the U.S." *Id.*

The existing international transmission facilities to be utilized by the Applicant have been previously authorized by Presidential permits issued pursuant to Executive Order 10485, as amended, and are appropriate for open access transmission by third parties. *Id.* at Exhibit C.

Procedural Matters: Any person desiring to be heard in this proceeding should file a comment or protest to the Application at *Electricity.Exports@hq.doe.gov*. Protests should be filed in accordance with Rule 211 of the Federal Energy Regulatory Commission's (FERC) Rules of Practice and Procedure (18 CFR 385.211). Any person desiring to become a party to this proceeding should file a motion to intervene at *Electricity.Exports@hq.doe.gov* in accordance with FERC Rule 214 (18 CFR 385.214).

Comments and other filings concerning NSP Marketing's Application should be clearly marked with GDO Docket No. EA-455-A. Additional copies are to be provided directly to Matt Clarke, Nova Scotia Power, 1223 Lower Water St., Halifax, NS B3J 3S8 Canada, *matt.clarke@nspower.ca*; Jeffrey J. Jakubiak, Vinson & Elkins LLP, 1114 Avenue of the Americas, 32nd Floor, New York, NY 10036, *Jjakubiak@velaw.com*; and Jennifer C. Mansh, Vinson & Elkins LLP, 2200 Pennsylvania Avenue NW, Suite 500 West, Washington, DC 20037, *JMansh@velaw.com*.

A final decision will be made on the requested authorization after the environmental impacts have been evaluated pursuant to DOE's National Environmental Policy Act Implementing Procedures (10 CFR part 1021) and after DOE evaluates whether the proposed action will have an adverse impact on the sufficiency of supply or reliability of the United States electric power supply system.