

## DEPARTMENT OF ENERGY

## Federal Energy Regulatory Commission

[Docket Nos. CP10–22–000; CP16–18–000]

## Magnum Gas Storage, LLC; Notice of Request for Extension of Time

Take notice that on August 17, 2020, Magnum Gas Storage, LLC (Magnum) requested that the Federal Energy Regulatory Commission (Commission) grant a four- and one-half-year extension of time, until May 17, 2025, to construct and place into service the Magnum Gas Storage Project facilities (Facilities) which were originally authorized by the Commission on March 17, 2011 (Certificate Order) <sup>1</sup> and subsequently amended by the Commission on November 17, 2016 (Amendment Order). <sup>2</sup> The Amendment Order required Magnum to construct and place the facilities in service by November 17, 2020. On April 23, 2020 the Commission issued an Order Vacating Certificate Authorization in Part which vacated certificate authorization for two natural gas storage caverns, one brine disposal pond, and other associated facilities. <sup>3</sup> Currently, the certificated facilities consist of two natural gas storage caverns and associated wells; a 61.6-mile-long, 36-inch-diameter natural gas pipeline header; gas compression and dehydration facilities; one brine evaporation pond and associated water supply and pumping facilities and various other above and below ground piping, control and communications equipment.

Magnum has experienced delays in initiating construction of the Facilities due to delays in permitting of the related state jurisdictional facilities, changes in the overall project scope and changing market conditions. As a result, construction of Magnum's facilities has not yet begun. In its August 17, 2020 request, Magnum explains that it is continuing to diligently develop the Magnum Gas Storage Project and has secured the necessary permits for construction and has secured substantial land, mineral and water rights associated with construction of the Facilities. Magnum further explains that its Facilities are directly adjacent to the site of the Intermountain Power Project (IPP) which is converting its electric power plant from coal to natural gas and the Advanced Clean Energy

Storage (ACES) Project which is developing renewable energy storage using hydrogen, compressed air, large-scale flow batteries and solid oxide fuel cells, which will require the use of natural gas in the conversion process for the foreseeable future. Magnum states that it is uniquely positioned to provide delivery and storage of natural gas in the vicinity of the ACES and IPP Projects.

This notice establishes a 15-calendar day intervention and comment period deadline. Any person wishing to comment on Magnum'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). <sup>4</sup>

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, <sup>5</sup> the Commission will aim to issue an order acting on the request within 45 days. <sup>6</sup> The Commission will address all arguments relating to whether the applicant has demonstrated there is good cause to grant the extension. <sup>7</sup> 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 certificate complied with the National Environmental Policy Act. <sup>8</sup> 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. <sup>9</sup> 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](mailto:FERCOnlineSupport@ferc.gov) or call toll-free, (886) 208–3676 or TTY, (202) 502–8659.

The Commission strongly encourages electronic filings of comments, 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 three copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426.

*Comment Date:* 5:00 p.m. Eastern Time on September 4, 2020.

Dated: August 20, 2020.

Nathaniel J. Davis, Sr.,  
Deputy Secretary.

[FR Doc. 2020–18730 Filed 8–25–20; 8:45 am]

BILLING CODE 6717–01–P

## DEPARTMENT OF ENERGY

## Federal Energy Regulatory Commission

[Docket No. AD20–11–000]

## Extension of Non-Statutory Deadlines; Supplemental Notice Waiving Regulations

On April 2, 2020, the Secretary of the Commission (Secretary) issued a notice granting, among other things, waiver through May 1, 2020 of the Commission's regulations that govern the form of filings submitted to the Commission to the extent entities are unable to meet those requirements due to the emergency conditions caused by Novel Coronavirus Disease (COVID–19). On May 8, 2020, the Secretary waived through September 1, 2020, the

<sup>9</sup> *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 40 (2020).

<sup>1</sup> *Magnum Gas Storage, LLC*, 134 FERC ¶ 61,197 (2011).

<sup>2</sup> *Magnum Gas Storage, LLC*, 157 FERC ¶ 61,114 (2016).

<sup>3</sup> *Magnum Gas Storage, LLC*, 171 FERC ¶ 61,069 (2020).

<sup>4</sup> 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).

<sup>5</sup> Contested proceedings are those where an intervenor disputes any material issue of the filing. 18 CFR 385.2201(c)(1) (2019).

<sup>6</sup> *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 40 (2020).

<sup>7</sup> *Id.* at P 40.

<sup>8</sup> 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.

Commission's regulations that require that filings with the Commission be notarized or supported by sworn declarations.

Given the ongoing emergency conditions caused by COVID-19, there is good cause to waive through and including January 29, 2021,<sup>1</sup> the Commission's regulations that require that filings with the Commission be notarized or supported by sworn declarations.<sup>2</sup>

Dated: August 20, 2020.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2020-18736 Filed 8-25-20; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP20-508-000]

#### Cimarron River Pipeline, LLC, Ladder Creek LLC; Notice of Application

Take notice that on August 7, 2020, Cimarron River Pipeline, LLC (Cimarron), 370 17th Street, Suite 2500, Denver, Colorado 80202, and Ladder Creek LLC (Ladder Creek), 41707 County Road P, Cheyenne Wells, Colorado 80810 (jointly, the Applicants), filed in Docket No. CP20-508-000, an application pursuant to section 7(b) of the Natural Gas Act (NGA) requesting authorization for its proposed Texas Pipeline Abandonment Project (Project). Specifically, Cimarron proposes to: (1) Abandon the Texas Pipeline system, which is an independent, noncontiguous portion of Cimarron's interstate pipeline operations, by transfer to Ladder Creek; (2) find that, upon transfer, the bulk of the Texas Pipeline System will be performing non-jurisdictional natural gas gathering activities; and (3) issue a certificate of public convenience and necessity to Ladder Creek pursuant to NGA section 7(c) to own, operate, and maintain the Ladder Creek Residue Line located near the Colorado-Kansas border that delivers natural gas processed at the Ladder Creek Processing Plant to

Colorado Interstate Gas Company, L.L.C. (CIG). The Applicants also request that the Commission determine that, in light of the fact that Ladder Creek will operate the Ladder Creek Residue Line for the sole purpose of transporting gas owned by Ladder Creek to CIG, Ladder Creek qualifies for waivers of those aspects of the Commission's interstate gas pipeline regulatory program that have routinely been afforded to jurisdictional plant residue lines that do not carry third-party gas.

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://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 the 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 the Federal Energy Regulatory Commission at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call toll-free, (886) 208-3676 or TTY, (202) 502-8659.

Any questions concerning this application may be directed to Douglas F. John, Counsel for Ladder Creek, John & Hengerer LLP, 1629 K Street NW, Suite 402, Washington, DC 20006, by phone (202) 429-8801; and Daniel P. Archuleta, Counsel for Cimarron, Troutman Pepper Hamilton Sander LLP, 401 9th Street NW, Suite 1000, Washington, DC 20004, by phone (202) 274-2926.

Pursuant to section 157.9 of the Commission's rules (18 CFR 157.9), within 90 days of this Notice, the Commission staff will either: Complete its environmental assessment (EA) and place it into the Commission's public record (eLibrary) for this proceeding or issue a Notice of Schedule for Environmental Review. If a Notice of Schedule for Environmental Review is issued, it will indicate, among other milestones, the anticipated date for the Commission staff's issuance of the final environmental impact statement (FEIS) or EA for this proposal. The filing of the EA in the Commission's public record for this proceeding or the issuance of a Notice of Schedule will serve to notify federal and state agencies of the timing for the completion of all necessary reviews, and the subsequent need to complete all federal authorizations

within 90 days of the date of issuance of the Commission staff's FEIS or EA.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before the comment date stated below, file with the Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426, 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 NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit five copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Persons who wish to comment only on the environmental review of this project should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commenters will be placed on the Commission's environmental mailing list and will be notified of meetings associated with the Commission's environmental review process. Environmental commenters will not be required to serve copies of filed documents on all other parties. However, the non-party commenters will not receive copies of all documents filed by other parties or issued by the Commission and will not have the right to seek court review of the Commission's final order.

As of the February 27, 2018 date of the Commission's order in Docket No. CP16-4-001, the Commission will apply its revised practice concerning

<sup>1</sup> See also *Temporary Action to Facilitate Social Distancing*, 172 FERC ¶ 61,151 (2020) (waiving notarization requirements through January 29, 2021, contained in any tariff, rate schedule, service agreement, or contract subject to the Commission's jurisdiction under the Federal Power Act, the Natural Gas Act, or the Interstate Commerce Act).

<sup>2</sup> For example, Commission regulations require certain filings with the Commission be supported by a sworn declaration, and we recognize that steps an entity has taken to address the coronavirus may prevent the filing from containing such a declaration. See, e.g., 18 CFR 45.7 (2019).