

associated with the Commission's environmental review process. Environmental commentors will not be required to serve copies of filed documents on all other parties. However, the non-party commentors will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

The Commission strongly encourages electronic filings of comments protests and interventions via the internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web (<http://www.ferc.gov>) site under the "e-Filing" link.

*Comment Date:* May 23, 2008.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E8-10293 Filed 5-8-08; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RM98-1-000]

#### Records Governing Off-the-Record Communications; Public Notice

May 2, 2008.

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 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 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](mailto:FERCOnlineSupport@ferc.gov) or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659.

| Docket No.                     | Date received | Presenter or requester  |
|--------------------------------|---------------|---|
| <b>Prohibited</b>              |               |   |
| CP07-208-000 .....             | 4-28-08       | Michael L. Carey.   |
| <b>Exempt</b>                  |               |   |
| 1. CP07-62-000 .....           | 4-29-08       | Hon. Barbara A. Mikulski.<br>Hon. Benjamin L. Cardin.<br>Hon. Elijah E. Cummings.<br>Hon. C.A. Dutch Ruppersberger.<br>Hon. John P. Sarbanes. |
| 2. CP07-208-000 .....          | 4-25-08       | Hon. George V. Voinovich.   |
| 3. EL08-39-000 .....           | 4-14-08       | Hon. RoAnn M. Destito.  |
| 4. EL08-44-000 .....           | 4-22-08       | Hon. Matthew E. Baker.  |
| 5. Project No. 2197-000 .....  | 4-10-08       | Hon. Philip E. Berger.  |
| 6. Project No. 10395-000 ..... | 4-22-08       | Hon. Sherrod Brown.   |

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E8-10291 Filed 5-8-08; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6698-7]

#### Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental

Review Process (ERP), under section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at 202-564-7167.

An explanation of the ratings assigned to draft environmental impact