

of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

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*Comment Date:* 5 p.m. Eastern Time on January 21, 2009.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E8-31430 Filed 1-6-09; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. CP09-43-000]

#### Heavenly Valley, L.P.; Notice of Filing

December 30, 2008.

Take notice that on December 22, 2008, Heavenly Valley, L.P. (Heavenly Valley) filed an application, pursuant to Section 7(c) of the Natural Gas Act (NGA) and Part 157 of the Commission's Rules and Regulations, to request certificates of public convenience and necessity authorizing Heavenly Valley to construct, own, and operate a natural gas pipeline in Eldorado County, California and Douglas County, Nevada (Powderbowl Pipeline); and to continue operating an existing 4,500 feet pipeline system at Heavenly Mountain. The application is on file with the Commission and open for public inspection. 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 "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.

The Powderbowl Pipeline is a 1.86-mile, 4-inch diameter natural gas pipeline that will begin at Southwest Gas Corporation's existing above-ground

meter station interconnection on the Nevada side and be terminated at the to-be-constructed Powderbowl Lodge on the California side. The Powderbowl Pipeline will be constructed entirely in Heavenly Valley's property. Heavenly Valley also seeks authorization to continue operating the existing 4,500-foot pipeline which was constructed by Heavenly Valley's predecessor in 2000 and has been operated by Heavenly Valley. The 4,500-foot pipeline is also confined in Heavenly Valley's property. These facilities will provide gas for heating and cooking at the Powderbowl Lodge. Heavenly Valley plans to complete construction of the proposed facilities by October 15, 2009.

Any questions regarding the application are to be directed to Andrew Strain, Vice President of Planning and Government Affairs, Heavenly Mountain Resort, P. O. Box 2180, Stateline, NV 89449, phone (775) 586-2313.

Any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before the below listed comment date, 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 14 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.

Motions to intervene, protests and comments may be filed electronically via the Internet in lieu of paper, see, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. The Commission strongly encourages electronic filings.

*Comment Date:* January 21, 2009.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E8-31429 Filed 1-6-09; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL09-26-000]

#### New York State Electric & Gas Corporation; Notice of Filing

December 30, 2008.

Take notice that on December 23, 2008, pursuant to Rule 207 of the Commission's Rules of Practice and Procedure, 18 CFR 385.207, New York State Electric & Gas Corporation (NYSEG) filed a petition for declaratory order, requesting the Commission to require New York Independent System Operator, Inc. (NYISO) to rebill certain charges, resulting from metering errors, dated back from inception of the NYISO in 1999, to correct incorrect invoices to NYSEG for purchases of energy totaling approximately \$20 million.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). 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 proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of 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 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

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*Comment Date:* 5 p.m. Eastern Time on January 22, 2009.

**Kimberly D. Bose,**  
*Secretary.*  
[FR Doc. E8-31432 Filed 1-6-09; 8:45 am]  
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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP08-436-000]

#### Stingray Pipeline Company, L.L.C.; Notice of Informal Settlement Conference

December 31, 2008.

Take notice that an informal settlement conference will be convened in this proceeding commencing at 10 a.m. on Thursday, January 8, 2009, at the offices of the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426 for the purpose of exploring the possible settlement of the above-referenced dockets.

Any party, as defined by 18 CFR 385.102(c), or any participant as defined by 18 CFR 385.102(b), is invited to attend. Persons wishing to become a party must move to intervene and receive intervenor status pursuant to the Commission's regulations (18 CFR 385.214).

FERC conferences are accessible under section 508 of the Rehabilitation Act of 1973. For accessibility accommodations please send an e-mail to [accessibility@ferc.gov](mailto:accessibility@ferc.gov) or call toll free 1-866-208-3372 (voice) or (202) 208-8659 (TTY), or send a FAX to (202) 208-2106 with the required accommodations.

For additional information, please contact Marc Gary Denking, (202) 502-8662, [marc.denking@ferc.gov](mailto:marc.denking@ferc.gov) or Lorna Hadlock, (202) 502-8737 [lorna.hadlock@ferc.gov](mailto:lorna.hadlock@ferc.gov).

**Kimberly D. Bose,**  
*Secretary.*  
[FR Doc. E9-49 Filed 1-6-09; 8:45 am]  
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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP08-96-001]

#### Arlington Storage Company, LLC; Notice of Motion and Request for Shortened Response Time

December 31, 2008.

Take notice that on December 30, 2008, Arlington Storage Company, LLC (ASC), Two Brush Creek Boulevard, Kansas City, Missouri 64112, filed a motion to withdraw its Exhibit I, which contained executed precedent agreements, submitted on May 19, 2008 with its application in CP08-96-000. Alternatively, in the event withdrawal of the filing of Exhibit I is not practicable, ASC requests rehearing of Ordering Paragraph (E) of the Commission's December 18 Order<sup>1</sup>, all as more fully set forth in the application which is on file with the Commission and open for public inspection. 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 "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.

ASC avers that the filing of such precedent agreements was not material to the Commission's approval of the Project, pursuant to section 7(c) of the Natural Gas Act. If the withdrawal is not practicable, ASC, on rehearing, asks that the condition in Ordering Paragraph (E) requiring execution of firm service agreements prior to the start of construction be rescinded. Additionally, ASC requests a shortened response period, and that the Commission act no later than January 16th, 2009 on its motion or request for rehearing.

Any questions regarding the application are to be directed to William R. Moler, Senior Vice President, Midstream Operations, Arlington Storage Company, Two Brush Creek Boulevard, Kansas City, Missouri 64112; phone number (816) 329-5344 or by e-mail at [bmoler@inergyservices.com](mailto:bmoler@inergyservices.com).

<sup>1</sup> *Arlington Storage Company, LLC*, 125 FERC ¶ 61,306 (2008).

*Comment Date:* January 8, 2009.

**Kimberly D. Bose,**  
*Secretary.*  
[FR Doc. E9-51 Filed 1-6-09; 8:45 am]  
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## DEPARTMENT OF ENERGY

### Western Area Power Administration

#### Construction and Operation of the Proposed Transmission Agency of Northern California Transmission Project, California

**AGENCY:** Western Area Power Administration, DOE.

**ACTION:** Advance Notice of Intent to Prepare an Environmental Impact Statement/Environmental Impact Report; Notice of Floodplain and Wetlands Involvement.

**SUMMARY:** The Western Area Power Administration (Western), an agency of the U.S. Department of Energy (DOE), intends to prepare a joint environmental impact statement/environmental impact report (EIS/EIR) for the construction and operation of the proposed Transmission Agency of Northern California (TANC) Transmission Project (Project) in California. Western is issuing this Advance Notice to inform the public and interested parties early about the proposed Project. At a later date, Western plans to issue a formal Notice of Intent (NOI) and conduct a public scoping process, during which Western will invite the public to comment on the scope, proposed action, alternatives, and other issues to be addressed in the EIS/EIR.

The EIS/EIR will address the construction, maintenance, and operation of the proposed Project, which would include building and upgrading over 500 miles of 230-kilovolt (kV) and 500-kV transmission lines and associated equipment and facilities in northern California. Portions of the proposed Project may affect floodplains and wetlands in the area. Western will hold public scoping meetings in several locations near the Project area during the public scoping period, anticipated to begin in early 2009. At the scoping meetings, Western will share information and receive comments and suggestions on the scope of the EIS/EIR.

**FOR FURTHER INFORMATION CONTACT:** For further information about the project or the EIS/EIR process, contact Mr. David Young, National Environmental Policy Act (NEPA) Document Manager, Western Area Power Administration, Sierra Nevada Region, 114 Parkshore Drive, Folsom, CA 95630, telephone