

market-based rate sellers that failed to submit their Electric Quarterly Reports.<sup>4</sup>

6. Commission staff's review of the Electric Quarterly Report submittals identified two public utilities with authority to sell power at market-based rates that failed to file Electric Quarterly Reports through the fourth quarter of 2007. Commission staff contacted these entities to remind them of their regulatory obligations.<sup>5</sup> None of the public utilities listed in the caption of this order has met those obligations.<sup>6</sup>

Respondent	Last quarter filed
Dunhill Power, L.P. ... Exel Power Sources, L.L.C.	2007, Quarter 2 Never Filed

Accordingly, this order notifies these public utilities that their market-based rate authorizations will be revoked unless they comply with the Commission's requirements within 15 days of the issuance of this order.

7. In the event that either of the above-captioned market-based rate sellers has already filed its Electric Quarterly Reports in compliance with the Commission's requirements, its inclusion herein is inadvertent. Such market-based rate seller is directed, within 15 days of the date of issuance of this order, to make a filing with the Commission identifying itself and providing details about its prior filings that establish that it complied with the Commission's Electric Quarterly Report filing requirements.

8. If either of the above-captioned market-based rate sellers does not wish to continue having market-based rate authority and does not foresee entering into any contracts to sell power at market-based rates, it may file a notice of cancellation with the Commission pursuant to section 205 of the FPA to cancel its market-based rate tariff and end its obligation to submit further Electric Quarterly Reports.

*The Commission orders:*

(A) Within 15 days of the date of issuance of this order, each public

utility listed in the caption of this order shall file with the Commission all delinquent Electric Quarterly Reports. If a public utility fails to make this filing, the Commission will revoke the public utility's authority to sell power at market-based rates and terminate its electric market-based rate tariff. The Secretary is hereby directed, upon expiration of the filing deadline in this order, to promptly issue a notice, effective on the date of issuance, listing the public utilities whose tariffs have been revoked for failure to comply with the requirements of this order and the Commission's Electric Quarterly Report filing requirements.

(B) The Secretary is hereby directed to publish this order in the **Federal Register**.

By the Commission.

**Kimberly D. Bose,**  
*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. RM05-25-000; RM05-17-000]

#### Preventing Undue Discrimination and Preference in Transmission Service; Notice of Extension of Time

April 29, 2008.

On April 17, 2008, North American Electric Reliability Corporation (NERC) submitted an additional request for an extension of time for public utilities to modify reliability standards related to the calculation of Available Transfer Capability (ATC) in compliance with Order No. 890 and Order No. 693, currently required by May 9, 2008.<sup>1</sup> NERC states that five of the ATC-related reliability standards (MOD-001, MOD-008, MOD-028, MOD-029 and MOD-030) will be completed by August 29, 2008 and expects that work on the sixth reliability standard related to Capacity Benefit Margin (MOD-004) will be completed by November 21, 2008. NERC explains that this additional time is needed to adequately address the concerns raised by the industry regarding the need to fully vet and vote for these reliability standards.

Upon consideration, notice is hereby given that public utilities are granted an extension of time to modify, working through NERC, the reliability standards related to the calculation of ATC as follows: MOD-001, MOD-008, MOD-

028, MOD-029, and MOD-030 shall be submitted on or before August 29, 2008 and MOD-004 shall be submitted on or before November 21, 2008. Public utilities are also granted an extension of time to and including November 27, 2008, to develop, through the North American Energy Standards Board (NAESB), business practices that support the revisions to the NERC reliability standards MOD-001, MOD-008, MOD-028, MOD-029, and MOD-030 and an extension of time to and including February 19, 2009, to develop, through NAESB, business practices that complement the revisions to the NERC reliability standard MOD-004.

**Kimberly D. Bose,**  
*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP08-96-000]

#### Arlington Storage Company, LLC; Notice of Intent To Prepare an Environmental Assessment for the Proposed Thomas Corners Storage Project and Request for Comments on Environmental Issues

April 29, 2008.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental assessment (EA) that will discuss the environmental impacts of the Thomas Corners Storage Project involving construction and operation of underground natural gas storage, three pipeline lateral facilities, and three interconnections by Arlington Storage Company, LLC (Arlington) in Steuben County, New York. The EA will be used by the Commission in its decision-making process to determine whether the project is in the public convenience and necessity.

This notice announces the opening of the scoping process the Commission will use to gather input from the public and interested agencies on the project. Your input will help determine which issues need to be evaluated in the EA. Please note that the scoping period will close on May 29, 2008. Details on how to submit comments are provided in the Public Participation section of this notice.

This notice is being sent to affected landowners; federal, state, and local government agencies; elected officials; Native American tribes; other interested

<sup>4</sup> See *Electric Quarterly Reports*, 115 FERC ¶ 61,073 (2006) (April 2006 Revocation Order); *Electric Quarterly Reports*, 114 FERC ¶ 61,171 (2006) (February 2006 Revocation Order); *Electric Quarterly Reports*, 107 FERC ¶ 61,310 (2004); *Notice of Revocation of Market-Based Rate Tariffs*, 69 Fed. Reg. 57,679 (September 27, 2004); *Electric Quarterly Reports*, 105 FERC ¶ 61,219 (2003); and *Electric Quarterly Reports*, 104 FERC ¶ 61,139 (2003).

<sup>5</sup> See *Dunhill, L.P.*, Docket No. ER07-430-000 (February 13, 2008) (unpublished letter order); *Exel Power Sources, LLC*, Docket No. ER07-591-000 (February 13, 2008) (unpublished letter order).

<sup>6</sup> According to the Commission's records, the companies subject to this order last filed their Electric Quarterly Reports in the quarters and years shown below: See table near footnote 6 reference.

<sup>1</sup> See Notice of Extension of Time, Docket Nos. RM05-17-000, *et al.* (Dec. 6, 2007).