

If you do not want to send comments at this time but still want to remain on our mailing list, please return the Information Request (appendix 3). If you do not return the Information Request, you will be taken off the mailing list.

Becoming an Intervenor

In addition to involvement in the EA scoping process, you may want to become an official party to the proceeding or become an "intervenor." Among other things, intervenors have the right to receive copies of case-related Commission documents and filings by other intervenors. Likewise, each intervenor must provide copies of its filings to all other parties. If you want to become an intervenor you must file a motion to intervene according to Rule 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.214) (see appendix 2).

You do not need intervenor status to have your scoping comments considered.

Lois D. Cashell,
Secretary.

[FR Doc. 97-6444 Filed 3-13-97; 8:45 am]

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[Project No. 11547-000 Connecticut]

Summit Hydropower; Notice of Availability of Draft Environmental Assessment

March 10, 1997.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission's) regulations, 18 CFR Part 380 (Order No. 486, 52 F.R. 47897), the Office of Hydropower Licensing has reviewed the application for minor license for the proposed Hale Project located on the Quinebaug River in the Town of

Putnam, Windham County, Connecticut, and has prepared a Draft Environmental Assessment (DEA) for the proposed project. In the DEA, the Commission's staff has analyzed the potential environmental impacts of the proposed project and has concluded that approval of the proposed project, with appropriate mitigative measures, would not constitute a major federal action significantly affecting the quality of the human environment.

Copies of the DEA are available for review in the Public Reference Branch of the Commission's offices at 888 First Street, N.W., Washington, D.C. 20426.

Comments should be filed within 30 days from the date of this notice and should be addressed to Lois D. Cashell, Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. Please affix Project No. 11547-000 to all comments. For further information, please contact Rainer Feller, Environmental Assessment Coordinator, at (202) 219-2796.

Lois D. Cashell,

Secretary.

[FR Doc. 97-6445 Filed 3-13-97; 8:45 am]

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[Project No. 11511-001 Kentucky and Illinois]

Hydro Matrix Partnership, Ltd.; Notice of Surrender of Preliminary Permit

March 10, 1997.

Take notice that Hydro Matrix Partnership, Ltd., permittee, for the Uniontown Lock and Dam Project located on the Ohio River in Gallatin County, Illinois and Union County, Kentucky, requested that its preliminary permit be terminated. The preliminary permit was issued on June 5, 1995, and would have expired on May 31, 1998.

The permittee states that the project would be economically infeasible.

The permittee filed the request on December 30, 1996, and the preliminary permit for Project No. 11511 shall remain in effect through the thirtieth day after issuance of this notice unless that day is a Saturday, Sunday or holiday as described in 18 CFR 385.2007, in which case the permit shall remain in effect through the first business day following that day. New applications involving this project site, to the extent provided for under 18 CFR Part 4, may be filed on the next business day.

Lois D. Cashell,

Secretary.

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Office of Hearings and Appeals

Notice of Cases Filed During the Week of February 17 Through February 21, 1997

During the Week of February 17 through February 21, 1997, the appeals, applications, petitions or other requests listed in this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.

Any person who will be aggrieved by the DOE action sought in any of these cases may file written comments on the application within ten days of publication of this Notice or the date of receipt of actual notice, whichever occurs first. All such comments shall be filed with the Office of Hearings and Appeals, Department of Energy, Washington, DC 20585-0107.

Dated: March 5, 1997.

George B. Breznay,

Director, Office of Hearings and Appeals.

SUBMISSION OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS, DEPARTMENT OF ENERGY

[Week of Feb. 17 through Feb. 21, 1997]

Date	Name and location of applicant	Case No.	Type of submission
2/18/97	Nancy L. Donaldson, Salem, Oregon	VFA-0271	Appeal of an Information Request Denial. If granted: The Freedom of Information Request Denial issued by Bonneville Power Administration would be rescinded, and Nancy L. Donaldson would receive access to certain DOE information.
2/18/97	Western Star Propane, Inc., Littlerock, California.	VEE-0040	Exception to the Reporting Requirements. If granted: Western Star Propane, Inc. would not be required to file Form EIA-782B, Reseller's/Retailer's Monthly Petroleum Product Sales Report.
2/19/97	Personnel Security Hearing	VSO-0136	Request for Hearing under 10 C.F.R. Part 710. If granted: An individual employed by the Department of Energy would receive a hearing under 10 C.F.R. Part 710.

[FR Doc. 97-6466 Filed 3-13-97; 8:45 am]

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Notice of Issuance of Decisions and Orders During the Week of February 17 Through February 21, 1997**Office of Hearings and Appeals**

During the week of February 17 through February 21, 1997, the decisions and orders summarized below were issued with respect to appeals, applications, petitions, or other requests filed with the Office of Hearings and Appeals of the Department of Energy. The following summary also contains a list of submissions that were dismissed by the Office of Hearings and Appeals.

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E-234, Forrestal Building, 1000 Independence Avenue, SW, Washington, D.C. 20585-0107, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays. They are also available in Energy Management: Federal Energy Guidelines, a commercially published loose leaf reporter system. Some decisions and orders are available on the Office of Hearings and Appeals World Wide Web site at <http://www.oha.doe.gov>.

Dated: March 5, 1997.

George B. Breznay,
Director, Office of Hearings and Appeals.

DECISION LIST NO. 21

Appeals

Acadian Gas Pipeline System, 2/18/97,
VFA-0260

Crude Oil Supply Ref Dist	RB272-00094	2/18/97
O'Toole Mechanical Services	RC272-362	1/18/97
Robert L. Helms Construction	RJ272-00037	2/20/97

Acadian Gas Pipeline System (Acadian) filed an Appeal from a determination issued to it on November 26, 1996, by the Department of Energy's Strategic Petroleum Reserve Project Management Office (SPRP). That determination was issued in response to a request for information that Acadian submitted under the Freedom of Information Act (FOIA). The request sought all records regarding the DOE's sale of certain Strategic Petroleum Reserve property. SPRP conducted a search of its records and provided Acadian with a complete file of responsive documents. However, SPRP withheld certain information pursuant to Exemption 4 of the FOIA. The Appeal challenged the adequacy of the search conducted by SPRP. In considering the Appeal, the DOE found that Acadian's request had not been subjected to a search sufficiently thorough and conscientious to meet the established standards of reasonableness. Accordingly, the Appeal was granted and SPRP was directed to perform a new search and issue a new determination identifying all responsive documents and justifying any withholdings.

STAND of Amarillo, Inc., 2/20/97, VFA-0261

The Office of Hearings and Appeals (OHA) denied an Appeal that was filed by STAND of Amarillo, Inc. (STAND) pursuant to the Freedom of Information Act (FOIA). In the Decision, OHA found that the search for responsive documents performed by the Albuquerque Operations Office was adequate, that 91 documents requested by STAND belonged to a DOE contractor

and were not agency records subject to the FOIA, and that these documents were not otherwise subject to release under the DOE regulations.

William H. Payne, 2/20/97, VFA-0262

William H. Payne filed an Appeal from a FOIA determination issued by the Albuquerque Operations Office (AOO). The DOE found that the Albuquerque Operations Office (1) properly withheld portions of legal invoices based upon the attorney work-product privilege recognize under FOIA Exemption 5, but failed to segregate and release non-privileged portions of the documents; (2) correctly asserted that records in the possession of a government contractor were not releasable under the FOIA because they were not agency records or under the control of DOE; (3) correctly refused to confirm or deny the existence of records that would indicate whether a former DOE official had been accused of sexual harassment or was the subject of a "security clearance action." Accordingly, the matter was remanded to the AOO, which was directed to issue a revised determination concerning the legal invoices withheld in their entirety and to release any segregable, non-exempt information.

Refund Applications

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

Dismissals

The following submissions were dismissed.

Name	Case No.
Patrick G. Eddington	VFA-0270
Supervalu, Inc.	RK272-3906
Supervalu, Inc.	RR272-275

[FR Doc. 97-6467 Filed 3-13-97; 8:45 am]

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