

negotiated transportation rates pursuant to the Commission's Policy Statement on Alternatives to Traditional Cost-of-Service Ratemaking Methodologies, issued January 31, 1996. The tariff sheets modify Transwestern's form service agreements to conform to the tariff provisions in its negotiated rate proposal.

Transwestern states that copies of the filing were served upon Transwestern's customers and interested state commissions.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC, 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests must be filed in accordance with Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken in this proceeding, but will not serve to make Protestant a party to the proceeding. Copies of this filing are on file with the Commission and are available for inspection.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 97-11704 Filed 5-5-97; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97-353-000]

Williston Basin Interstate Pipeline Company; Notice of Application

April 30, 1997.

Take notice that on April 17, 1997, Williston Basin Interstate Pipeline Company (Williston Basin), 200 North Third Street, Suite 300, Bismarck, North Dakota 58501, filed an Abbreviated Application pursuant to Section 7(b) of the Natural Gas Act for an order permitting the abandonment of 2.1 miles of Marmarth-Bowman Lateral natural gas transmission pipeline located in Fallon County, Montana and 5.2 miles of the Marmarth-Bowman Lateral natural gas transmission pipeline located in Bowman and Slope Counties, North Dakota, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Williston Basin states that concurrently with this application, Williston Basin is filing for authority to replace these segments of the Marmarth-Bowman Lateral and to uprate the Maximum Allowable Operating Pressure (MAOP) of the Marmarth-Bowman Lateral from the Baker to Little Beaver mainline take-off to the town of Marmarth, North Dakota from its existing MAOP of 350 psig to an MAOP of 500 psig.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 21, 1997, file with the Federal Energy Regulatory Commission, Washington, DC 20426, a motion to intervene or a protest 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). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 97-11699 Filed 5-5-97; 8:45 am]

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DEPARTMENT OF ENERGY

Notice of Cases Filed During the Week of January 20 Through January 24, 1997

Office of Hearings and Appeals

During the Week of January 20 through January 24, 1997, the appeals, and 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: April 28, 1997.

George B. Breznay,

Director, Office of Hearings and Appeals.

LIST OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS

[Week of January 20 through January 24, 1997]

Date	Name and location of applicant	Case No.	Type of submission
01/21/97	Arawak Paving Co., Inc. Santa Barbara, California 93103.	RR272-280	Request for Modification/Rescission in the Crude Oil Refund Proceeding. IF GRANTED: The December 19, 1996 Dismissal, Case No. RG272-991, issued to Arawak Paving Co., Inc., would be modified regarding the firm's application for refund submitted in the Crude Oil refund proceeding.
01/21/97	Poe Asphalt Paving, Inc. Santa Barbara, California.	RR272-278	Request for Modification/Rescission in the Crude Oil Refund Proceeding. IF GRANTED: The December 19, 1996 Dismissal, Case No. RG272-990, issued to Poe Asphalt Paving, Inc., would be modified regarding the firm's application for refund submitted in the Crude Oil refund proceeding.

LIST OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS—Continued
 [Week of January 20 through January 24, 1997]

Date	Name and location of applicant	Case No.	Type of submission
01/21/97	Sankey Construction, Inc. Santa Barbara, California.	RR272-279	Request for Modification/Rescission in the Crude Oil Refund Proceeding. IF GRANTED: The December 19, 1996 Dismissal, Case No. RG272-992, issued to Sankey Construction, Inc., would be modified regarding the firm's application for refund submitted in the Crude Oil refund proceeding.
01/22/97	Stand of Amarillo, Inc. Amarillo, Texas	VFA-0261	Appeal of an Information Request Denial. IF GRANTED: A December 12, 1996 Freedom of Information Request Denial issued by Albuquerque Operations Office would be rescinded, and Stand of Amarillo, Inc. would receive access to certain DOE information.
01/22/97	William H. Payne	VFA-0262	Appeal of an Information Request Denial. IF GRANTED: The December 4, 1996 Freedom of Information Request Denial issued by Albuquerque Operations Office would be rescinded, and William H. Payne would receive access to certain DOE information.
01/24/97	Fried, Frank, Harris, Shriver & Jacobson Washington, D.C.	VFA-0263	Appeal of an Information Request Denial. IF GRANTED: The December 24, 1996 Freedom of Information Request Denial issued by Albuquerque Operations Office would be rescinded, and Fried, Frank, Harris, Shriver and Jacobson would receive access to certain DOE information.

[FR Doc. 97-11732 Filed 5-5-97; 8:45 am]
 BILLING CODE 6450-01-P

DEPARTMENT OF ENERGY

Office of Hearings and Appeals

Notice of Issuance of Decisions and Orders During the Week of March 17 Through March 21, 1997

During the week of March 17 through March 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 p.m. and 5 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: April 28, 1997.
George B. Breznay,
Director, Office of Hearings and Appeals.

Decision List No. 25

Week of March 17 Through March 21, 1997

Appeals

J. Richard Quirk, 3/19/97, VFA-0266
 The DOE granted a Freedom of Information Act (FOIA) Appeal filed by J. Richard Quirk. The DOE remanded the request to the Savannah River Operations Office with instructions to conduct a new expanded search for responsive documents and to issue a new determination.
Niagara Mohawk Power Corp., 3/17/97, VEA-0004

The Niagara Mohawk Power Corporation (Niagara) filed an Appeal from a determination issued to it by the Office of Environmental Management (OEM). Niagara asserted that the OEM erroneously determined its liability for payment into the Uranium Enrichment Decontamination and Decommissioning Fund established under the Energy Policy Act of 1992. The Office of Hearings and Appeals found that the OEM properly determined Niagara's Special Assessment. Accordingly, Niagara's Appeal was denied

Personnel Security Hearings
Personnel Security Hearing, 3/21/97, VSO-0120

An Office of Hearings and Appeals Hearing Officer issued an opinion under 10 CFR Part 710 concerning the

continued eligibility of an individual for access authorization. The Hearing Officer found that the individual has been a user of alcohol habitually to excess and has been diagnosed by a practicing psychiatrist as suffering from alcohol abuse, and has an illness or mental condition, which, in the opinion of that psychiatrist, causes or may cause a significant defect in judgment or reliability. The Hearing Officer further found that the individual failed to present sufficient evidence of rehabilitation, reformation or other factors to mitigate the derogatory information. Specifically, the Hearing Officer found that there was a significant risk that the individual might resume drinking since his asserted abstinence from alcohol was for less than a year and he had not fully accepted the Alcoholics Anonymous program. Accordingly, the Hearing Officer recommended that the individual's access authorization not be restored.

Personnel Security Hearing, 3/21/97, VSO-0124

An Office of Hearings and Appeals Hearing Officer issued an opinion addressing the eligibility of an individual for access authorization under the provisions of 10 CFR Part 710. The Hearing Officer found that the DOE Office had presented sufficient evidence to show that the individual: (i) Had been diagnosed as polysubstance dependent and continued to have an alcohol-related disorder, and (ii) has engaged in conduct or which tends to show that he is not reliable and trustworthy. The