

Potomac Electric Power Company in compliance with the Commission's letter order issued March 26, 2004, in Docket No. ER04-580-001.

PJM states that copies of this filing were served upon persons designated on the official service list compiled by the Secretary in this proceeding and the parties to the agreements.

*Comment Date:* May 14, 2004.

## 5. Public Service Company of New Mexico

[Docket No. ER04-760-000]

Take notice that on April 26, 2004, Public Service Company of New Mexico (PNM) tendered for filing revisions to its Open Access Transmission Tariff (FERC Electric Tariff, Second Revised Volume No. 4) to incorporate certain changes with respect to the Large Generator Interconnection Procedures (LGIP) and the Large Generator Interconnection Agreement (LGIA) requirements issued by the Commission in FERC Order Nos. 2003 and 2003-A. PNM requests an effective date of June 25, 2004.

PNM states that copies of the filing have been sent to all PNM large generation interconnection customers, to all entities that have pending large generation interconnection requests with PNM, to the New Mexico Public Regulation Commission, and to the New Mexico Attorney General.

*Comment Date:* May 17, 2004.

### Standard Paragraph

Any person desiring to intervene or to protest this filing should file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with rules 211 and 214 of the Commission's rules of practice and procedure (18 CFR 385.211 and 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 motion to intervene. All such motions or protests should be filed on or before the comment date, and, to the extent applicable, must be served on the applicant and on any other person designated on the official service list. This filing is available for review at the Commission or may be viewed on the Commission's Web site at <http://www.ferc.gov>, using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number filed to access the document. For assistance, call (202) 502-8222 or TTY, (202) 502-8659. Protests and interventions 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.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. E4-1032 Filed 5-5-04; 8:45 am]

BILLING CODE 6717-01-P

## ENVIRONMENTAL PROTECTION AGENCY

[MN83-1; FRL-7658-1]

### Notice of Issuance of Prevention of Significant Deterioration and Part 71 Federal Operating Permits to Energy Alternatives, Inc.

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice.

**SUMMARY:** This notice announces that, pursuant to Part C and Title V of the Clean Air Act, on December 20, 2000, and February 23, 2004, the Environmental Protection Agency (EPA), Region 5 issued a Prevention of Significant Deterioration (PSD) Construction Permit and a Title V Permit to Operate (Title V Permit), to Energy Alternatives Inc. These permits authorize the company to construct and operate four diesel-fired internal combustion engines to provide peak load management and back-up power to the Treasure Island Resort & Casino. The engines and the casino are located in Red Wing, Minnesota on the Prairie Island Indian Reservation.

**DATES:** The PSD and Title V Permits became effective on January 10, 2001, and April 8, 2004, respectively. Both permits have undergone the required public comment periods in accordance with title 40 of the Code of Federal Regulations (CFR) sections 52.21(q) and 71.11, and have been issued as final.

**ADDRESSES:** The final signed permits are available for public inspection online at <http://www.epa.gov/region5/air/permits/epermits.htm> or during normal business hours at the following address: EPA, Region 5, 77 West Jackson Boulevard (AR-18J), Chicago, Illinois 60604.

**FOR FURTHER INFORMATION CONTACT:** Ethan Chatfield, EPA, Region 5, 77 W. Jackson Boulevard (AR-18J), Chicago, Illinois 60604, (312) 886-5112, or [chatfield.ethan@epa.gov](mailto:chatfield.ethan@epa.gov).

**SUPPLEMENTARY INFORMATION:** This supplemental information is organized as follows:

A. What Is the Background Information?

B. What Action Is EPA Taking?

### A. What Is the Background Information?

The four internal combustion diesel-fired engines are owned and operated by Energy Alternatives, Inc., and installed northeast of the Treasure Island Resort & Casino at the Prairie Island Community Wastewater Treatment Facility (Facility). The total generation capacity of the engines is 7.3 megawatts (MW). Electricity generated at the Facility is not sold for distribution.

Since the potential emissions from the four engines was estimated to be greater than 250 tons per year for nitrogen oxides (NO<sub>x</sub>), in accordance with 40 CFR part 52.21(b)(1), the Facility is considered a major stationary source and subject to the PSD permitting requirements. As required by 40 CFR part 52, Energy Alternatives applied to EPA for a PSD permit and conducted a Best Available Control Technology (BACT) analysis, an air quality analysis, and the additional impact analyses. The Federal PSD Construction Permit (No. PSD-PI-R50003-00-01) EPA issued to the Facility contained all applicable part 52 requirements. Within this permit, the Facility also chose to accept a 550 hrs/year operating limit on all four engines combined, restricting the Facility's potential to emit emissions.

Since Energy Alternatives, Inc. is considered a major source, was issued a PSD permit, and is located on tribal land, in accordance with 40 CFR part 71.3(a), the Facility is subject to the Title V permitting requirements of part 71. On February 23, 2004, EPA issued a Federal Permit to Operate (No. V-PI-R50004-03-01) which incorporated all applicable air quality requirements, including any monitoring necessary to ensure compliance with these requirements. In accordance with the requirements of 40 CFR 71.11(d), EPA provided the public with the required 30 days to comment on the draft permit. Since EPA did not receive any written comments on the permits, EPA finalized the permit and provided copies to the applicant, pursuant to 40 CFR 71.11(i).

EPA is not aware of any outstanding enforcement actions against Energy Alternatives, Inc. and believes issuance of these permits is non-controversial.

### B. What Action Is EPA Taking?

EPA is notifying the public of the issuance of the PSD and part 71 permits to Energy Alternatives, Inc.

Dated: April 19, 2004.

**Bharat Mathur,**

*Acting Regional Administrator, Region 5.*

[FR Doc. 04-10344 Filed 5-5-04; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-2004-0122; FRL-7356-8]

### DCPA; Notice of Filing a Pesticide Petition to Establish a Tolerance for a Certain Pesticide Chemical in or on Food

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** This notice announces the initial filing of a pesticide petition proposing the establishment of regulations for residues of a certain pesticide chemical in or on various food commodities.

**DATES:** Comments, identified by docket ID number OPP-2004-0122, must be received on or before June 7, 2004.

**ADDRESSES:** Comments may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit I. of the **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** Joanne I. Miller, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-6224; e-mail address: [miller.joanne@epamail.epa.gov](mailto:miller.joanne@epamail.epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

###### A. Does this Action Apply to Me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected entities may include, but are not limited to.

- Crop production (NAICS 111)
- Animal production (NAICS 112)
- Food manufacturing (NAICS 311)
- Pesticide manufacturing (NAICS 28522)

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining

whether this action might apply to certain entities. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

###### B. How Can I Get Copies of this Document and Other Related Information?

1. *EPA Docket.* EPA has established an official public docket for this action under docket ID number OPP-2004-0122. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although, a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA. This docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The docket telephone number is (703) 305-5805.

2. *Electronic access.* You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Although, not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

Certain types of information will not be placed in the EPA Dockets. Information claimed as CBI and other information whose disclosure is restricted by statute, which is not included in the official public docket, will not be available for public viewing in EPA's electronic public docket. EPA's policy is that copyrighted material will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. To the extent feasible, publicly available docket materials will be made

available in EPA's electronic public docket. When a document is selected from the index list in EPA Dockets, the system will identify whether the document is available for viewing in EPA's electronic public docket. Although, not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B. EPA intends to work towards providing electronic access to all of the publicly available docket materials through EPA's electronic public docket.

For public commenters, it is important to note that EPA's policy is that public comments, whether submitted electronically or on paper, will be made available for public viewing in EPA's electronic public docket as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. When EPA identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in EPA's electronic public docket. The entire printed comment, including the copyrighted material, will be available in the public docket.

Public comments submitted on computer disks that are mailed or delivered to the docket will be transferred to EPA's electronic public docket. Public comments that are mailed or delivered to the docket will be scanned and placed in EPA's electronic public docket. Where practical, physical objects will be photographed, and the photograph will be placed in EPA's electronic public docket along with a brief description written by the docket staff.

###### C. How and to Whom Do I Submit Comments?

You may submit comments electronically, by mail, or through hand delivery/courier. To ensure proper receipt by EPA, identify the appropriate docket ID number in the subject line on the first page of your comment. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments. If you wish to submit CBI or information that is otherwise protected by statute, please follow the instructions in Unit I.D. Do not use EPA Dockets or e-mail to submit CBI or information protected by statute.

1. *Electronically.* If you submit an electronic comment as prescribed in this