

*Filed Date:* 02/26/2009.  
*Accession Number:* 20090302-0029.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, March 19, 2009.

*Docket Numbers:* ER09-774-000.  
*Applicants:* Midwest Independent Transmission System Operator, Inc.  
*Description:* Midwest Independent Transmission System Operator, Inc submits an executed Amended and Restates Large Generator Interconnection Agreement with Hoosier Wind Project, LLC *et al.*

*Filed Date:* 02/26/2009.  
*Accession Number:* 20090302-0033.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, March 19, 2009.

*Docket Numbers:* ER09-775-000.  
*Applicants:* TexRep2 LLC.  
*Description:* TexRep2, LLC seeks to cancel its FEC Electric Tariff, Original Volume 1 and requests a shortened comment period.

*Filed Date:* 02/26/2009.  
*Accession Number:* 20090302-0035.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, March 19, 2009.

*Docket Numbers:* ER09-776-000.  
*Applicants:* Westar Energy, Inc.  
*Description:* Westar Energy, Inc submits the Balancing Area Services Agreement with City of Springfield, Missouri.

*Filed Date:* 02/26/2009.  
*Accession Number:* 20090302-0034.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, March 19, 2009.

*Docket Numbers:* ER09-777-000.  
*Applicants:* Southern California Edison Company.  
*Description:* Southern California Edison Co. submits revised rate sheets to their Interconnection Facilities Agreement with City of Corona, etc.

*Filed Date:* 02/26/2009.  
*Accession Number:* 20090302-0036.  
*Comment Date:* 5 p.m. Eastern Time on Thursday, March 19, 2009.

*Docket Numbers:* ER09-778-000.  
*Applicants:* Southwest Power Pool, Inc.  
*Description:* Southwest Power Pool, Inc submits revisions to its Open Access Transmission Tariff to amend several provisions of its executed External Market Advisor Services Agreement with Boston Pacific Co, Inc, effective 1/1/09.

*Filed Date:* 02/27/2009.  
*Accession Number:* 20090302-0037.  
*Comment Date:* 5 p.m. Eastern Time on Friday, March 20, 2009.

*Docket Numbers:* ER09-780-000.  
*Applicants:* Westar Energy, Inc.  
*Description:* Westar Energy, Inc submits Third Revised Sheet No 9 of a Control Area Services Agreement between Westar, etc.

*Filed Date:* 02/27/2009.  
*Accession Number:* 20090303-0203.  
*Comment Date:* 5 p.m. Eastern Time on Friday, March 20, 2009.

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. 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. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St. NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also available for review in the Commission's Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

**Nathaniel J. Davis, Sr.,**  
*Deputy Secretary.*  
 [FR Doc. E9-5466 Filed 3-12-09; 8:45 am]  
**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL09-38-000]

#### Notice of Complaint

March 6, 2009.

**California Municipal Utilities Association; Cities of Anaheim, Azusa, Banning, Colton, Pasadena, and Riverside, California; City and County of San Francisco; Northern California Power Agency; Sacramento Municipal Utility District; Modesto Irrigation District; Transmission Agency of Northern California, Complainants v. California Independent System Operator Corporation, Respondent**

Take notice that on March 4, 2009, the California Municipal Utilities Association, (CMUA) on behalf of itself and its members, the Cities of Anaheim, Azusa, Banning, Colton, Pasadena, and Riverside, California (the Six Cities); the City and County of San Francisco (CCSF); the Northern California Power Agency (NCPA); the Sacramento Municipal Utility District (SMUD); the Modesto Irrigation District (MID); and the Transmission Agency of Northern California (TANC), filed a formal complaint against the California Independent System Operator Corporation (CASIO), pursuant to sections 206, 306 and 309 of the Federal Power Act and Rule 206 of the Federal Energy Regulatory Commission's Rules of Practice and Procedure, alleging that the absence of Tariff provisions to protect Market Participants against charges incurred upon implementation of the Market Redesign and Technology Upgrade Tariff that are dramatically in excess of those levied during prior historic periods is unjust and unreasonable in violation of the Federal Power Act.

Complainants certify that copies of the complaint were served on the contacts for the CASIO as listed on the Commission's list of Corporate Officials.

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. The Respondent's answer and all interventions, or protests must be filed on or before the comment date.

The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

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.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5 p.m. Eastern Time on March 16, 2009.

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

[FR Doc. E9-5429 Filed 3-12-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2232-522; North Carolina and South Carolina]

#### **Duke Power Company, LLC; Notice of Availability of the Draft Environmental Impact Statement for the Catawba-Wateree Hydroelectric Project and Intent To Hold Public Meetings**

March 6, 2009.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission) regulations, 18 CFR Part 380 (Order No. 486, 52 F.R. 47897), the Office of Energy Projects has reviewed the application for license for the Catawba-Wateree Hydroelectric Project (FERC No. 2232), located on the Catawba River in the counties of Burke, McDowell, Caldwell, Catawba, Alexander, Iredell, Mecklenburg, Lincoln, and Gaston in North Carolina, and the counties of York, Lancaster, Chester, Fairfield, and Kershaw in South Carolina, and has prepared a Draft Environmental Impact Statement (draft EIS) for the project.

The draft EIS contains staff evaluations of the applicant's proposal and the alternatives for relicensing the Catawba-Wateree Project. The draft EIS documents the views of governmental agencies, non-governmental organizations, affected Indian tribes, the public, the license applicant, and Commission staff.

A copy of the draft EIS is available for review in the Commission's Public Reference Branch, Room 2A, located at 888 First Street, NE., Washington, DC 20426. The draft EIS also may be viewed on the Commission's Web site at <http://www.ferc.gov> under the eLibrary link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

Comments should be filed with: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC, 20426. All comments must be filed by May 8, 2009, and should reference Project No. 2232-522. Comments may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and instructions on the Commission's Web site at <http://www.ferc.gov> under the eLibrary link.

Anyone may intervene in this proceeding based on this draft EIS (18 CFR 380.10). You must file your request to intervene as specified above.<sup>1</sup> You do not need intervenor status to have your comments considered.

In addition to or in lieu of sending written comments, you are invited to attend one, or both, of two public meetings that will be held to receive comments on the draft EIS. The time and location of the meetings will be announced in a subsequent notice.

At these meetings, resource agency personnel and other interested persons will have the opportunity to provide oral and written comments and recommendations regarding the draft EIS. The meeting will be recorded by a court reporter, and all statements (verbal and written) will become part of the

<sup>1</sup> Interventions may also be filed electronically via the Internet in lieu of paper. See the previous discussion on filing comments electronically.

Commission's public record for the project. This meeting is posted on the Commission's calendar located at <http://www.ferc.gov/EventCalendar/EventsList.aspx> along with other related information.

For further information, contact Sean Murphy at (202) 502-6145 or at [sean.murphy@ferc.gov](mailto:sean.murphy@ferc.gov).

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

[FR Doc. E9-5431 Filed 3-12-09; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 733-010 Colorado]

#### **Eric Jacobson; Notice of Availability of Environmental Assessment**

March 6, 2009.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission) regulations, 18 CFR Part 380 (Order No. 486, 52 FR 47897), the Office of Energy Projects has reviewed the application for license for the existing Ouray Hydroelectric Project, located on the Uncompahgre River in Ouray County, Colorado, and has prepared an Environmental Assessment (EA) for the project. The project currently occupies 4.38 acres of federal lands in the Uncompahgre National Forest managed by the U.S. Forest Service.

The EA contains Commission staff's analysis of the potential environmental effects of the project and concludes that licensing the project, with appropriate environmental protective measures, would not constitute a major federal action that would significantly affect the quality of the human environment.

A copy of the EA 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, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or for TTY, (202) 502-8659.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects.