

o. Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of the notice of ready for environmental analysis.

**Kimberly D. Bose,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Technical Conference and Extension of Comment Date

October 9, 2007.

Direct Energy Services, LLC, Docket No. RC07-4-000.

Sempra Energy Solutions LLC, Docket No. RC07-6-000.

Strategic Energy, L.L.C., Docket No. RC07-7-000.

Take notice that on October 12, 2007, a technical conference will be held at the Federal Energy Regulatory Commission to discuss appeals of the North American Electric Reliability Corporation's (NERC) compliance registry determinations regarding Direct Energy Services, LLC (Direct), Sempra Energy Solutions LLC (Sempra) and Strategic Energy, L.L.C. (Strategic). This technical conference was established in an Order Establishing Technical Conference in the above dockets, issued September 26, 2007.<sup>1</sup> It will be held at the headquarters of the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC from 11 a.m.–2 p.m. (EST).

The technical conference will consist of a discussion between Commission staff and representatives of NERC and ReliabilityFirst Corporation (ReliabilityFirst). Direct, Sempra and Strategic are also invited to participate. The primary question to be addressed is whether NERC has adequately justified its determination that ReliabilityFirst properly registered Direct, Sempra and Strategic as load-serving entities (LSEs). NERC and ReliabilityFirst will be asked to address issues concerning the decision to register Direct, Sempra and Strategic, including but not limited to: the nature and extent of any gap in reliability that may result from their not being registered as an LSE; the circumstances within the ReliabilityFirst region that justify their registration as LSEs, while other Regional Entities have registered retail

power marketers only as purchasing-selling entities; the identification of the Reliability Standard requirements that would apply to a retail power marketer registered as an LSE; support for the conclusions (i) that the loads served by Direct, Sempra and Strategic are directly connected to the Bulk-Power System and (ii) that retail power marketers within the ReliabilityFirst region, in the aggregate, impact Bulk-Power System reliability; and alternative solutions for addressing any reliability gaps that may be identified.

The conference is open for the public to attend. The conference will not be transcribed and telephone participation will not be available.

The Commission will accept written comments on the discussion at this technical conference no later than 5 p.m. Eastern Time on October 29, 2007. Further, in notices of filing issued September 17, 2007, in the above-captioned dockets, the Commission set an October 11, 2007 comment date for the submission of interventions, comments and protests. The Commission is extending the comment date for the submission of interventions, comments and protests in the above-captioned dockets until October 29, 2007, to coincide with the comment due date for comments on the discussion at the technical conference.

Commission conferences are accessible under section 508 of the Rehabilitation Act of 1973. For accessibility accommodations please send an e-mail to [accessibility@ferc.gov](mailto:accessibility@ferc.gov) or call toll free 1-866-208-3372 (voice) or 202-208-1659 (TTY), or send a FAX to 202-208-2106 with the required accommodations.

For more information about this conference, please contact: Sarah McKinley, Office of External Affairs, Federal Energy Regulatory Commission, (202) 502-8004, [sarah.mckinley@ferc.gov](mailto:sarah.mckinley@ferc.gov).

**Kimberly D. Bose,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

**Docket No. AD07-13-000**

#### Conference on Enforcement Policy; Second Notice of Conference

October 4, 2007.

As announced in the "First Notice of Conference on Enforcement," issued on

July 11, 2007, the Federal Energy Regulatory Commission (Commission) will hold a conference on November 16, 2007, to examine the implementation of its enforcement authority as expanded by the Energy Policy Act of 2005 (EPAAct 2005).<sup>1</sup> The conference will be held in the Commission Meeting Room at the Commission's headquarters located at 888 First Street, NE., Washington, DC 20426.

The purpose of the conference is to assess the enforcement program implemented by the Commission during the first two years after passage of EPAAct 2005 primarily as it pertains to the additional subject matter authority and the expanded civil penalty authority in Part II of the Federal Power Act<sup>2</sup> and the Natural Gas Act.<sup>3</sup>

The tentative schedule and topics for the conference are as follows:

9 a.m.–9:30 a.m.—Opening Remarks  
9:30 a.m.–11 a.m.—First Panel—*The First Two Years of EPAAct Enforcement*  
11 a.m.–11:10 a.m.—Break  
11:10 a.m.–12:30 p.m.—Second Panel—*How Enforcement Fits into the Commission's Mission*  
12:30 p.m.–1:30 p.m.—Lunch break  
1:30 p.m.–3 p.m.—Third Panel—*Enforcement of Reliability Standards*  
3 p.m.–3:15 p.m.—Closing Remarks

The first panel will focus on an overview of enforcement from a broad policy perspective, including how the Commission balances a firm approach to enforcement of its major rules, regulations, and orders with fair treatment of all persons that may be subject to remedies and sanctions for their conduct. The discussion will examine how the Commission can best achieve compliance with regulatory requirements, and will address how the Commission evaluates enforcement cases, including self-reported violations and matters that result in no penalty, and how companies subject to investigation can best respond to the Commission.

The second panel will focus on how entities relate to the Commission in light of the newly enhanced EPAAct 2005 enforcement authority and the Commission's ongoing regulatory functions. The discussion will examine when companies should direct inquiries or problems to the Office of Enforcement and when they should be directed to other Commission program offices. The Commission is interested in how well the Commission responds to matters that involve regulatory policy as well as having enforcement aspects. In

<sup>1</sup> *Direct Energy Services, LLC, et al.*, 120 FERC ¶ 61,280 (2007).

<sup>1</sup> Pub. L. 109-58, 119 Stat. 594 (2005).

<sup>2</sup> 16 U.S.C. § 7971a *et seq.* (2000).

<sup>3</sup> 15 U.S.C. § 717 *et seq.* (2000).