

Dated: June 27, 2006.

**John H. Hager,**

*Assistant Secretary for Special Education and Rehabilitative Services.*

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*Comment Date:* 5 p.m. Eastern Time on July 6, 2006.

**Magalie R. Salas,**  
*Secretary.*

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*Comment Date:* 5 p.m. Eastern Time on July 11, 2006.

**Magalie R. Salas,**  
*Secretary.*

[FR Doc. E6-10333 Filed 6-30-06; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER05-115-001]

#### Duke Energy Oakland LLC; Notice of Filing

June 26, 2006.

Take notice that on May 2, 2006, Duke Energy Oakland LLC filed a refund report pursuant to the Commission's January 23, 2006 Order.

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. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant and all the parties in this proceeding.

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.

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL06-52-001]

#### New York Power Authority v. Consolidated Edison Company of New York, Inc.; Notice of Filing

June 26, 2006.

Take notice that on June 20, 2006, Consolidated Edison Company of New York, Inc. filed a refund report pursuant to the Commission's Order issued on April 12, 2006.

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. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant and all the parties in this proceeding.

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.

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 906-006]

#### Virginia Electric & Power Co.; Notice of Application Tendered for Filing With the Commission, Soliciting Additional Study Requests, and Establishing Procedural Schedule for Relicensing and a Deadline for Submission of Final Amendments

June 26, 2006.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection.

a. *Type of Application:* New Major License.

b. *Project No:* 906-006.

c. *Date Filed:* June 12, 2006.

d. *Applicant:* Virginia Electric and Power Company, doing business as Dominion Virginia Power.

e. *Name of Project:* Cushaw Hydroelectric Project.

f. *Location:* On the James River in near Glasgow, Virginia, in Bedford and Amherst Counties, Virginia. The project's impoundment occupies 4.1 acres of United States Forest Service lands.

g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. 791 (a)-825(r).

h. *Applicant Contact:* James Thornton, Dominion Virginia Power, 5000 Dominion Boulevard, 1 NE, Glen Allen, VA 23060 (804) 273-3257.

i. *FERC Contact:* Kristen Murphy, (202) 502-6236 or [kristen.murphy@ferc.gov](mailto:kristen.murphy@ferc.gov).

j. *Cooperating Agencies:* We are asking Federal, state, local, and tribal agencies with jurisdiction and/or special expertise with respect to environmental issues to cooperate with us in the preparation of the environmental document. Agencies who would like to request cooperating status should follow the instructions for filing such requests described in item l below. Cooperating agencies should note the Commission's policy that agencies that cooperate in the preparation of the environmental document cannot also intervene. See, 94 FERC 61,076 (2001).

k. Pursuant to Section 4.32(b)(7) of 18 CFR of the Commission's regulations, if

any resource agency, Indian Tribe, or person believes that an additional scientific study should be conducted in order to form an adequate factual basis for a complete analysis of the application on its merit, the resource agency, Indian Tribe, or person must file a request for a study with the Commission not later than 60 days from the date of filing of the application, and serve a copy of the request on the applicant.

l. *Deadline for filing additional study requests and requests for cooperating agency status:* August 11, 2006.

All documents (original and eight copies) should be filed with: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

Additional study requests and requests for cooperating agency status 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 the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "eFiling" link.

m. This application is not ready for environmental analysis at this time.

n. The Cushaw Project consists of the following features: (1) A 1,550-foot-long and 27-foot-high reinforced concrete dam extending diagonally across the James River; (2) a 138-acre reservoir at a surface elevation of 656 feet mean sea level; (3) an integral powerhouse with the dam containing five generating units with a total installed capacity of 7,500 kilowatts; (4) a 2.3-kV cable connecting the powerhouse to the Cushaw substation; and (5) appurtenant facilities. The project is operated in a run-of-river mode, and the average annual electrical generation is approximately 16,971,000 kilowatthours.

o. A copy of the application is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's website 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 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h above.

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

For assistance, contact FERC Online Support.

p. With this notice, we are initiating consultation with the Virginia State Historic Preservation Officer (SHPO), as required by Section 106 of the National Historic Preservation Act, and the regulations of the Advisory Council on Historic Preservation, 36 CFR 800.4.

q. *Procedural schedule and final amendments:* The application will be processed according to the following Hydro Licensing Schedule. Revisions to the schedule will be made as appropriate. The Commission staff proposes to issue one environmental assessment rather than issue a draft and final EA. Comments, terms and conditions, recommendations, prescriptions, and reply comments, if any, will be addressed in an EA. Staff intends to give at least 30 days for entities to comment on the EA, and will take into consideration all comments received on the EA before final action is taken on the license application.

*Issue Deficiency or Acceptance Letter:* July 2006.

*Issue Scoping Document 1 for comments:* August 2006.

*Notice of application is ready for environmental analysis:* October 2006.

*Notice of the availability of the EA:* February 2007.

*Ready for Commission's decision on the application:* June 2007.

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.

**Magalie R. Salas,**  
Secretary.

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BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings #1

June 26, 2006.

Take notice that the Commission received the following electric rate filings.

*Docket Numbers:* ER91-569-033.

*Applicants:* Entergy Services Inc.

*Description:* Entergy Services, Inc on behalf of Entergy Arkansas, Inc *et al.* submits a non-material change in status pursuant to requirements of Order 652.

*Filed Date:* 6/20/2006.

*Accession Number:* 20060623-0049.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, July 11, 2006.

*Docket Numbers:* ER96-496-015; ER99-14-012; ER99-4463-006.

*Applicants:* Northeast Utilities Service Company.

*Description:* Northeast Utilities submits certain notifications to the Commission to reflect the acquisition by Hess Corp of the competitive retail businesses operated by Northeast Utilities Enterprise, Inc's subsidiaries.

*Filed Date:* 6/20/2006.

*Accession Number:* 20060623-0039.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, July 11, 2006.

*Docket Numbers:* ER97-2153-015; ER02-556-007; ER00-2181-003.

*Applicants:* Amerada Hess Corporation; Select Energy New York, Inc.; Hess Energy, Inc.

*Description:* Select Energy New York, Inc *et al.* submits a notice of non-material change in status.

*Filed Date:* 6/20/2006.

*Accession Number:* 20060623-0045.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, July 11, 2006.

*Docket Numbers:* ER05-1089-003.

*Applicants:* Wisconsin Public Service Corporation.

*Description:* Wisconsin Public Service Corp submits a settlement payment report in compliance with the Commission's 6/2/06 order.

*Filed Date:* 6/19/2006.

*Accession Number:* 20060619-5023.

*Comment Date:* 5 p.m. Eastern Time on Monday, July 10, 2006.

*Docket Numbers:* ER05-1508-002.

*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator, Inc. submits its Large Generator Interconnection Agreement with Power Partners Midwest, LLC and Interstate Power and Light Company.

*Filed Date:* 6/21/2006.

*Accession Number:* 20060623-0056.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, July 12, 2006.

*Docket Numbers:* ER06-255-003.

*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator, Inc. submits a Large Generator Interconnection Agreement with FirstEnergy Generation Corp and American Transmission System, Inc.

*Filed Date:* 6/21/2006.

*Accession Number:* 20060623-0057.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, July 12, 2006.

*Docket Numbers:* ER06-714-001.

*Applicants:* Midwest Independent Transmission System.

*Description:* Midwest Independent Transmission System Operator, Inc