

The filings in the above-referenced proceeding 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.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-17985 Filed 7-28-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Western Area Power Administration

#### Post-2010 Resource Pool, Pick-Sloan Missouri Basin Program—Eastern Division

**AGENCY:** Western Area Power Administration, DOE.

**ACTION:** Notice of proposed allocation.

**SUMMARY:** Western Area Power Administration (Western), Upper Great Plains Region, a Federal power marketing agency of the Department of Energy (DOE), hereby announces the Post-2010 Resource Pool Proposed Allocation of Power. The Energy Planning and Management Program (Program) provides for project-specific resource pools and allocating power from these pools to new preference customers and other appropriate purposes as determined by Western. Western, in accordance with the Program, is proposing an allocation of Federal power from the Pick-Sloan Missouri Basin Program—Eastern Division (P-SMBP—ED) beginning January 1, 2011. Western intends to use power previously returned to Western for this proposed allocation. Western will prepare and publish the Final Allocation of Power in the **Federal Register** after all public comments on the proposed allocation have been considered.

**DATES:** Entities interested in commenting on the proposed allocation

of power must submit written comments to Western's Upper Great Plains Regional Office. Western must receive written and/or electronic comments by 4 p.m., MDT, on September 28, 2009. Western reserves the right to not consider any comments that are received after the prescribed date and time.

Western will hold a public information forum and a public comment forum (immediately following the information forum) on the proposed allocation of power. The public information and public comment forums will be held on September 17, 2009, at 9 a.m., CDT, in Sioux Falls, South Dakota.

**ADDRESSES:** Submit written comments regarding this proposed allocation of Western power to Robert J. Harris, Regional Manager, Upper Great Plains Region, Western Area Power Administration, 2900 4th Avenue North, Billings, MT 59101-1266. Comments on the proposed allocation may also be faxed to (406) 247-7408 or e-mailed to [UGPPPost2010@wapa.gov](mailto:UGPPPost2010@wapa.gov).

The public information and comment forums will be held at the Holiday Inn, 100 West 8th Street, Sioux Falls, South Dakota.

**FOR FURTHER INFORMATION CONTACT:** John A. Pankratz, Public Utilities Specialist, Upper Great Plains Region, Western Area Power Administration, 2900 4th Avenue North, Billings, MT 59101-1266, telephone (406) 247-7392, e-mail [pankratz@wapa.gov](mailto:pankratz@wapa.gov).

**SUPPLEMENTARY INFORMATION:** In accordance with the Program, (60 FR 54151, October 20, 1995), Western published the proposed procedures and call for applications in the **Federal Register** on October 15, 2008 (73 FR 61109). Western held a public information and comment forum on November 20, 2008, to accept oral and written comments on the proposed procedures and call for applications. Applications for power were accepted at Western's Upper Great Plains Regional Office until close of business on January 13, 2009. On May 5, 2009, Western published the final procedures in the **Federal Register** (74 FR 20697). The proposed allocation of power published here is the result of applications received during the call for applications. Applications were subjected to the Final Post-2010 Resource Pool Allocation Procedures.

Past resource pools under the Program were established from withdrawals of power from existing customers. Subject to the size of the final allocation, Western does not intend to make a withdrawal of power from existing customers for the proposed Post-2010 Resource Pool allocation. Instead of withdrawal, Western, in accordance with 10 CFR 905.32(e)(2) of the Program, intends to use power previously placed under contract and subsequently returned to Western through termination of that contract (Returned Power) for this proposed allocation. The amount of Returned Power is sufficient for the proposed allocation; therefore, withdrawal from existing customers may not be required. Any Returned Power not used to establish the Post-2010 Resource Pool for the final allocation will continue to be used to reduce the need to acquire firming resources and other uses recognized under the Program.

#### Availability of Information

Documents developed or retained by Western in developing this Post-2010 Resource Pool will be available for inspection and copying at the Upper Great Plains Regional Office in Billings, Montana. Written comments received on the proposed allocation will be available for viewing at <http://www.wapa.gov/ugp/Post2010/default.htm> after the close of the comment period.

#### Proposed Allocation of Power

Western received four applications from entities interested in an allocation of power from the Post-2010 Resource Pool. Review of the applications indicated that three of the four applicants did not qualify under the Final Post-2010 Resource Pool Allocation Procedures. The proposed allocation of power for the new eligible customer was calculated using the Final Post-2010 Resource Pool Allocation Procedures. The proposed summer allocation is 24.84413 percent of peak summer load; the proposed winter allocation is 35.98853 percent of peak winter load as defined in the Post-1985 Marketing Plan criteria, under the Final Post-2010 Resource Pool Allocation Procedures. The proposed allocation of power for the new eligible customer and the load upon which this proposed allocation is based is as follows:

New customer	2007 Summer Season peak load (kilowatts)	2007 Winter Season peak load (kilowatts)	Proposed Post-2010 power allocation	
			Summer (kilowatts)	Winter (kilowatts)
City of New Ulm, MN .....	1,626	1,301	404	468

If the P-SMBP-ED marketable resource is adjusted in the future, the proposed allocation of power may be adjusted accordingly.

Entities interested in commenting on the proposed allocation of power must submit written comments to Western's Upper Great Plains Regional Office as described in the Addresses Section above or provide comments at the Public Comment Forum described in the Dates Section above. Western will respond to comments received on the proposed allocation of power and will publish its notice of final allocation following the end of the public comment period.

#### Post-2010 Resource Pool Procedures Requirements

##### Environmental Compliance

In compliance with the National Environmental Policy Act (NEPA) of 1969 (42 U.S.C. 4321-4347 (2007)); the Council on Environmental Quality Regulations for implementing NEPA (40 CFR parts 1500-1508); and DOE NEPA Implementing Procedures and Guidelines (10 CFR part 1021), Western has determined that this action is categorically excluded from further NEPA review.

Dated: July 22, 2009.

**Timothy J. Meeks,**  
Administrator.

[FR Doc. E9-18073 Filed 7-28-09; 8:45 am]

BILLING CODE 6450-01-P

#### ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OAR-2009-0295; FRL-8936-7]

#### Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; Inclusion of Delaware and New Jersey in the Clean Air Interstate Rule (Renewal); EPA ICR No. 2184.03, OMB Control No. 2060-0584

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*), this document

announces that an Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request to renew an existing approved collection. The ICR, which is abstracted below, describes the nature of the information collection and its estimated burden and cost.

**DATES:** Additional comments may be submitted on or before August 28, 2009.

**ADDRESSES:** Submit your comments, referencing Docket ID No. EPA-HQ-OAR-2009-0295, to (1) EPA online using <http://www.regulations.gov> (our preferred method), by e-mail to [a-and-r-docket@epamail.epa.gov](mailto:a-and-r-docket@epamail.epa.gov), or by mail to: EPA Docket Center, Environmental Protection Agency, Air and Radiation Docket and Information Center, Mailcode 28221T, 1200 Pennsylvania Ave., NW, Washington, DC 20460, and (2) OMB by mail to: Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

#### FOR FURTHER INFORMATION CONTACT:

Karen VanSickle, Clean Air Markets Division, Office of Air and Radiation, (6204J), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: 202-343-9220; fax number: 202-343-2361; e-mail address: [vansickle.karen@epa.gov](mailto:vansickle.karen@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has submitted the following ICR to OMB for review and approval according to the procedures prescribed in 5 CFR 1320.12. On May 11, 2009 (74 FR 21802), EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received no comments. Any additional comments on this ICR should be submitted to EPA and OMB within 30 days of this notice.

EPA has established a public docket for this ICR under Docket ID No. EPA-HQ-OAR-2009-0295, which is available for online viewing at <http://www.regulations.gov>, or in-person viewing at the Air and Radiation Docket in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA/DC Public Reading Room is open from 8:30 a.m. to 4:30 p.m.,

Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is 202-566-1744, and the telephone number for the Air and Radiation Docket is 202-566-1742.

Use EPA's electronic docket and comment system at <http://www.regulations.gov>, to submit or view public comments, access the index listing of the contents of the docket, and to access those documents in the docket that are available electronically. Once in the system, select "docket search," then key in the docket ID number identified above. Please note that EPA's policy is that public comments, whether submitted electronically or on paper, will be made available for public viewing at <http://www.regulations.gov> as EPA receives them and without change, unless the comment contains copyrighted material, confidential business information (CBI), or other information whose public disclosure is restricted by statute. For further information about the electronic docket, go to <http://www.regulations.gov>.

**Title:** Inclusion of Delaware and New Jersey in the Clean Air Interstate Rule (Renewal).

**ICR numbers:** EPA ICR No. 2184.03, OMB Control No. 2060-0584.

**ICR Status:** This ICR is scheduled to expire on July 31, 2009. Under OMB regulations, the Agency may continue to conduct or sponsor the collection of information while this submission is pending at OMB. An Agency may not conduct or sponsor, and a person is not required to respond to, a collection of information, unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations in title 40 of the CFR, after appearing in the **Federal Register** when approved, are listed in 40 CFR part 9, are displayed either by publication in the **Federal Register** or by other appropriate means, such as on the related collection instrument or form, if applicable. The display of OMB control numbers in certain EPA regulations is consolidated in 40 CFR part 9.

**Abstract:** The United States (U.S.) Environmental Protection Agency (EPA) promulgated a rule to add the States of Delaware and New Jersey to the States that are subject to the Clean Air Interstate Rule (CAIR) because of their