

opportunity in which to raise issues with regard to Bonneville's filing.¹⁰

Interim Approval

PGP and the PNGC Group request the Commission to make an early final determination of Bonneville's proposed rates and to reject the proposed rates because the rates are insufficient to assure repayment of the Federal investment. They also contend that Bonneville's proposed rates violate the Bonneville Project Act and the Northwest Power Act, which prohibit the subsidy of Direct Service Industrial customer rates by preference power customers.¹¹

The Commission declines at this time to make an early final determination of Bonneville's proposed rates as requested by PGP and the PNGC Group. The Commission's preliminary review indicates that Bonneville's rate filings appear to meet the minimum threshold filing requirements of Part 300 of the Commission's regulations and the statutory standards. Because the Commission's preliminary review of Bonneville's submittals indicates that they do not contain any patent deficiencies, the proposed rates will be approved on an interim basis pending our full review for final approval. We note, as well, that no one will be harmed by this decision because interim approval allows Bonneville's rates to go into effect subject to refund with interest. The Commission may order refunds with interest if the Commission later determines in its final decision not to approve the rates.¹²

In addition, we will provide an additional period of time for the parties to file comments and reply comments on all issues related to final confirmation and approval of Bonneville's proposed rates. This will ensure that the record in this proceeding is complete and fully developed.

The Commission orders:

(A) PGP and the PNGC Group's request to reject Bonneville's request for interim approval of the proposed rates is hereby denied.

(B) Interim approval of Bonneville's proposed wholesale power rates is hereby granted, to become effective on October 1, 2001, subject to refund with interest as set forth in section 300.20(c) of the Commission's regulations, 18 CFR

§ 300.20(c) (2001), pending final action on either its approval or disapproval.

(C) Within thirty (30) days of the date of this order, all parties who wish to do so may file additional comments regarding final confirmation and approval of Bonneville's proposed rates. All parties who wish to do so may file reply comments within twenty (20) days thereafter.

(D) The Secretary shall promptly publish this order in the **Federal Register**.

By the Commission.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 01-24888 Filed 10-3-01; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP01-444-000]

Calypso Pipeline, Notice of Application

September 28, 2001.

Take notice that on September 19, 2001, Calypso Pipeline, LLC (Calypso), 1400 Smith Street, Houston, Texas 77002, filed an application in the above-referenced docket number pursuant to section 3 of the Natural Gas Act (NGA) and Part 153 of the Commission's Rules and Regulations, and, in addition, Calypso requests, to the extent necessary, a Presidential Permit pursuant to 18 CFR 153.15-17 and Executive Order 10485, as amended by Executive Order 12038, and Secretary of Energy Delegation Order 0204-112 for the purpose of importing and transporting natural gas from a proposed interconnection at the U.S./Bahamian Exclusive Economic Zone (EEZ) boundary with a proposed Bahamian pipeline connected to a proposed LNG terminal located in Freeport, Grand Bahama Island to markets in Florida and other states. This application will be combined with the applications filed by Calypso under Docket Numbers CP01-409-000, *et al.* The application is on file with the Commission and open to public inspection. This filing may be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (please call (202) 208-2222 for assistance).

The description of the proposed facilities are described in the CP01-409-000, *et al.* application. For purposes of Section 3 of NGA, the EEZ boundary is considered a border where the proposed facilities will be

constructed. The facilities consist of 250 feet of 24-inch pipeline constructed on the seabed of the Atlantic Ocean. Calypso states that it will provide transportation service, and will not take title to gas being imported. Therefore, it states that the Department of Energy, Office of Fossil Energy import authorization is not required.

Any questions regarding the application be directed to Alice K. Weekley, Calypso Pipeline, LLC, 333 Clay Street, Suite 1800, Houston, Texas 77002, at (713) 646-7381, or at alice.weekley@enron.com.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before October 19, 2001, file with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, D.C. 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Persons who wish to comment only on the environmental review of this project should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commenters will be placed on the Commission's environmental mailing list, will receive copies of the environmental documents, and will be notified of meetings

¹⁰ See, e.g., United States Department of Energy—Bonneville Power Administration, 64 FERC ¶ 61,375 at 63,606(1993); United States Department of Energy—Bonneville Power Administration, 40 FERC ¶ 61,351 at 62,059-60(1987).

¹¹ See Bonneville Project Act, 16 U.S.C. § 832c(a)(1994) and Northwest Power Act, 16 U.S.C. § 839c(a)(1994).

¹² 18 CFR § 300.20(c)(2001).

associated with the Commission's environmental review process. Environmental commenters will not be required to serve copies of filed documents on all other parties. However, the non-party commenters will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

The Commission may issue a preliminary determination on non-environmental issues prior to the completion of its review of the environmental aspects of the project. This preliminary determination typically considers such issues as the need for the project and its economic effect on existing customers of the applicant, on other pipelines in the area, and on landowners and communities. For example, the Commission considers the extent to which the applicant may need to exercise eminent domain to obtain rights-of-way for the proposed project and balances that against the non-environmental benefits to be provided by the project. Therefore, if a person has comments on community and landowner impacts from this proposal, it is important either to file comments or to intervene as early in the process as possible.

Comments, 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.

If the Commission decides to set the application for a formal hearing before an Administrative Law Judge, the Commission will issue another notice describing that process. At the end of the Commission's review process, a final Commission order approving or denying a certificate will be issued.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 01-24891 Filed 10-3-01; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP01-443-000]

KN Wattenberg Transmission, LLC; Notice of Filing

September 28, 2001.

Take notice that on September 18, 2001, KN Wattenberg Transmission,

LLC (KNW), filed a request pursuant to section 385.207 of the Federal Energy Regulatory Commission's (Commission) Regulations for a finding that 58.0 miles of pipeline and 38,932 horsepower of compressors in the Denver-Julesburg Basin production area in northeast Colorado are non-jurisdictional under the Natural Gas Act, as amended, Section 1(b), 15 U.S.C. 717(b)(1994). KNW requests that the Commission issue a declaratory order rescinding its certificate by November 30, 2001. The facilities will be sold to the Kerr-McGee Rocky Mountain Corporation, all as more fully set forth in the request, which is on file with the Commission, and open for public inspection. This filing may be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket #" and follow the instructions (call 202-208-2222 for assistance).

Any questions regarding this filing should be directed to Bud J. Becker, Assistant General Counsel, Kinder Morgan, Inc., P.O. Box 281304, 370 Van Gordon Street, Lakewood, Colorado 80228-8304, call 303-763-3496.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before October 18, 2001, file with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing

comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Take further notice that pursuant to the authority contained in and subject to the jurisdiction conferred upon the Commission by sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this Application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission, on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Comments, 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.

Linwood A. Watson, Jr.,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. RP96-312-057 and GT01-34-000]

Tennessee Gas Pipeline Company; Notice of Negotiated Rate

September 28, 2001.

Take notice that on September 14, 2001, Tennessee Gas Pipeline Company (Tennessee), 9 E Greenway Plaza, Houston, Texas 77046, tendered for filing a Negotiated Rate Arrangement with AES Londonderry L.L.C. (AES) and an original and five (5) copies of Revised Tariff Sheet No. 413A for inclusion in Tennessee's FERC Gas Tariff, Fifth Revised Volume No. 1. Tennessee requests that the Commission approve the Negotiated Rate Arrangement and filed tariff sheet to become effective October 1, 2001.

Tennessee states that in orders issued on August 1, 2000 and October 27, 2000 in Tennessee Docket No. CP00-48-000, the Commission approved Tennessee's