

application must conform with 18 CFR 4.30 and 4.36.

*o. Notice of Intent:* A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

*p. Proposed Scope of Studies Under Permit:* A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

*q. Comments, Protests, or Motions to Intervene:* Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, 385.214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

*r. Filing and Service of Responsive Documents:* Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", and "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents

must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

*s. Agency Comments:* Federal, State, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E7-20714 Filed 10-19-07; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

**Docket No. RM98-1-000**

### Records Governing Off-the Record Communications; Public Notice

October 12, 2007.

This constitutes notice, in accordance with 18 CFR 385.2201(b), of the receipt of prohibited and exempt off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive a prohibited or exempt off-the-record communication relevant to the merits of a contested proceeding, to deliver to the Secretary of the Commission, a copy of the communication, if written, or a

summary of the substance of any oral communication.

Prohibited communications are included in a public, non-decisional file associated with, but not a part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become a part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such a request only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication shall serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications are included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is a list of off-the-record communications recently received by the Secretary of the Commission. The communications listed are grouped by docket numbers in ascending order. These filings are 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, please contact FERC, Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659.

Docket No.	Date received	Presenter or requester
Prohibited:		
1. CP06-459-000 .....	9-19-07	Gary M. Yaquinto.
Exempt:		
1. CP06-61-000 .....	9-19-07	Hon. John Garamendi.
2. CP6-459-000 .....	9-19-07	Hon. Janet Napolitano.
3. CP07-35-000, CP-7-36-000, CP07-37-000, CP07-38-000 .....	10-9-07	Dan Pritchard. <sup>1</sup>

<sup>1</sup> One of two letters from Mr. Pritchard (dated September 20, 2007 and September 25, 2007).

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E7-20715 Filed 10-19-07; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### Public Information Collections Approved by Office of Management and Budget

October 16, 2007.

**SUMMARY:** The Federal Communications Commission (FCC) has received Office of Management and Budget (OMB) approval for the following public information collections pursuant to the Paperwork Reduction Act of 1995, Public Law 104-13. 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 control number.

**FOR FURTHER INFORMATION CONTACT:**

Thomas Butler, Federal Communications Commission, (202) 418-1492 or via the Internet at [Thomas.butler@fcc.gov](mailto:Thomas.butler@fcc.gov).

**SUPPLEMENTARY INFORMATION:**

*OMB Control No.:* 3060-0807.

*OMB Approval Date:* 9/27/2007.

*Expiration Date:* 09/30/2010.

*Title:* Section 51.803 and

Supplemental Procedures for Petitions Pursuant to Section 252(e)(5) of the Communications Act of 1934, as amended.

*Form No.:* N/A.

*Estimated Annual Burden:* 60 responses; 1,600 total annual hours; 20 hours per respondent.

*Needs and Uses:* This collection was approved as an extension to an existing collection with adjustments to the number of respondents and burden hours to reflect the most current information available. Any interested party seeking preemption of a state commission's jurisdiction based on the state commission's failure to act shall notify the Commission (47 U.S.C. 252(e)(5) and 47 CFR 51.803). In a 1997 Public Notice the Commission set out procedures for filing petitions for preemption pursuant to section 252(e)(5). All the information will be used to ensure that section 252(e)(5) petitioners have complied with their obligations under the Communications Act of 1934, as amended.

*OMB Control No.:* 3060-0894.

*OMB Approval Date:* 9/27/2007.

*Expiration Date:* 09/30/2010.

*Title:* Certification Letter Accounting for Receipt of Federal Support and Rate Comparability Review and Certification (47 CFR 54.313 and 54.316).

*Form No.:* N/A.

*Estimated Annual Burden:* 103

responses; 315 total annual hours; 5 hours per response.

*Needs and uses:* This collection was approved as an extension to an existing collection with adjustments to the number of respondents and burden hours to reflect the most current information available. Each State that desires non-rural carriers within the state to receive federal high-cost support is required to certify that such carriers will use the support only for the provision, maintenance, and upgrading of facilities and services for which the support is intended. Each State also is required to provide information to the Commission regarding the comparability of residential rates in rural areas served by non-rural carriers within the state to urban rates nationwide. Pursuant to the certification process, each state is required to state whether its rates in rural areas served by non-rural carriers are reasonably comparable to urban rates nationwide and explain the basis for its conclusion as well as its proposed remedies, if necessary.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. E7-20733 Filed 10-19-07; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collection(s) Being Submitted to the Office of Management and Budget, Comment Requested

October 10, 2007.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s), as required by the Paperwork Reduction Act (PRA) of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility;

(b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

**DATES:** Written Paperwork Reduction Act (PRA) comments should be submitted on or before December 21, 2007. If you anticipate that you will be submitting PRA comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the FCC contact listed below as soon as possible.

**ADDRESSES:** Direct all PRA comments to Nicholas A. Fraser, Office of Management and Budget, (202) 395-5887, or via fax at 202-395-5167 or via internet at

[Nicholas\\_A\\_Fraser@omb.eop.gov](mailto:Nicholas_A_Fraser@omb.eop.gov) and to [Judith-B.Herman@fcc.gov](mailto:Judith-B.Herman@fcc.gov), Federal Communications Commission, Room 1-B441, 445 12th Street, SW., DC 20554 or an e-mail to [PRA@fcc.gov](mailto:PRA@fcc.gov). If you would like to obtain or view a copy of this information collection after the 60 day comment period, you may do so by visiting the FCC PRA Web page at: <http://www.fcc.gov/omd/prs>.

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection(s), contact Judith B. Herman at 202-418-0214 or via the Internet at [Judith-B.Herman@fcc.gov](mailto:Judith-B.Herman@fcc.gov).

**SUPPLEMENTARY INFORMATION:**

*OMB Control Number:* 3060-0262.

*Title:* Section 90.179, Shared Use of Radio Stations.

*Form No.:* N/A.

*Type of Review:* Extension of a currently approved collection.

*Respondents:* Business or other for-profit, not-for-profit, and state, local or tribal government.

*Number of Respondents:* 42,000 respondents; 42,000 responses.

*Estimated Time Per Response:* .25-.75 hours.

*Frequency of Response:* On occasion reporting requirement, recordkeeping requirement.

*Obligation To Respond:* Required to obtain or retain benefits.

*Total Annual Burden:* 42,000 hours.

*Total Annual Cost:* N/A.

*Privacy Act Impact Assessment:* N/A.

*Nature and Extent of Confidentiality:* There is no need for confidentiality.

*Needs and Uses:* The Commission will submit this extension to the OMB after this 60 day comment period to obtain the full three-year clearance from them. There is no change in the reporting or recordkeeping