

Transmission. Extend Path 15 Revenue Requirement Methodology

**Order Confirming and Approving a Temporary Extension of the Formula Rates for Power, Transmission, and Ancillary Services for the Central Valley Project, Transmission Service for the California-Oregon Transmission Project, Transmission Service for the Pacific Alternating Current Intertie, and Third-Party Transmission Service**

The formula rates for power, transmission, and ancillary services were established following section 302 of the Department of Energy (DOE) Organization Act (42 U.S.C. 7152). This Act transferred to and vested in the Secretary of Energy the power marketing functions of the Secretary of the Department of the Interior and the Bureau of Reclamation under the Reclamation Act of 1902 (ch. 1093, 32 Stat. 388), as amended and supplemented by subsequent laws, particularly section 9(c) of the Reclamation Project Act of 1939 (43 U.S.C. 485h(c)), and other Acts that specifically apply to the project system involved.

By Delegation Order No. 00–037.00, effective December 6, 2001, the Secretary of Energy delegated: (1) The authority to develop power and transmission rates to the Administrator of the Western Area Power Administration (Western); (2) the authority to confirm, approve, and place such rates into effect on an interim basis to the Deputy Secretary of Energy; and (3) the authority to confirm, approve, and place into effect on a final basis, to remand, or to disapprove such rates to the Federal Energy Regulatory Commission (FERC).

**Background**

The existing formula rates for custom product power, ancillary services, and third-party transmission service contained in Rate Order No. WAPA–115<sup>1</sup> were approved for 4 years and 9 months and are effective through September 30, 2009. The existing formula rates for power and transmission service on the Central Valley Project (CVP), transmission service on the California-Oregon Transmission Project (COTP), and the Pacific-Alternating Current Intertie (PACI) contained in Rate Order No. WAPA–128<sup>2</sup> were approved for 3 years and 1 month and are effective through September 30, 2009.

**Discussion**

Western is entering a public process to modify the existing formula rates for power, transmission, and ancillary services for the CVP, transmission service on the COTP, transmission service on the PACI, and third-party transmission service. This public process will also address Western's recovery of the Path 15 revenue requirement. Western seeks this extension to provide more time for an informal rate process which will allow Western to meet and collaborate with its customers on the development of rates to

replace the current rates. This extension allows Western and its customers the opportunity to evaluate the impacts of proposed market and industry initiatives, such as the California Independent System Operator's Market Redesign and Technology Upgrade and FERC Orders 890 and 890A, on the existing rate designs. The existing power, transmission, and ancillary services formula rate methodologies collect annual revenues sufficient to recover annual expenses, including interest and capital requirements, thus ensuring repayment of the project within the cost recovery criteria set forth in DOE Order RA 6120.2. As permitted by 10 CFR part 903.23(b), Western did not have an advanced notice and comment period and did not hold public information and comment forums on the temporary extension of the formula rates for power, transmission, and ancillary services for the CVP, transmission service on the COTP, transmission service on the PACI, and third-party transmission service.

**Order**

In view of the above and under the authority delegated to me, I hereby extend for a period effective from October 1, 2009, through September 30, 2011, the existing formula rates under Rate Schedules CV–F12, CPP–1, CV–T2, CV–NWT4, PACI–T2, COTP–T2, CV–TPT6, CV–SPR3, CV–SUR3, CV–RFS3, CV–EID3 for the Central Valley and the California-Oregon Transmission Projects, and the Pacific-Alternating Current Intertie of the Western Area Power Administration.

Dated: August 12, 2008.

Jeffrey F. Kupfer,

*Acting Deputy Secretary.*

[FR Doc. E8–19153 Filed 8–18–08; 8:45 am]

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**DEPARTMENT OF ENERGY**

**Western Area Power Administration**

**Loveland Area Projects—Rate Order No. WAPA–141**

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

**ACTION:** Notice of rate order extending transmission and ancillary services formula rates.

**SUMMARY:** This action is being taken to extend the existing Loveland Area Projects (LAP) transmission and ancillary services formula rates through February 28, 2011. The existing LAP transmission and ancillary services formula rates will expire February 28, 2009, with the exception of the Regulation and Frequency Response service rate which expires May 31, 2011.

**FOR FURTHER INFORMATION CONTACT:** Mr. James D. Keselburg, Regional Manager, Rocky Mountain Region, Western Area Power Administration, P.O. Box 3700, Loveland, CO 80539–3003, (970) 461–

7201, e-mail [keselbrg@wapa.gov](mailto:keselbrg@wapa.gov), or Ms. Sheila Cook, Rates Manager, Rocky Mountain Region, Western Area Power Administration, P.O. Box 3700, Loveland, CO 80539–3003, (970) 461–7211, e-mail [scook@wapa.gov](mailto:scook@wapa.gov).

**SUPPLEMENTARY INFORMATION:** By Delegation Order No. 00–037.00, effective December 6, 2001, the Secretary of Energy delegated: (1) The authority to develop power and transmission rates to the Administrator of the Western Area Power Administration (Western); (2) the authority to confirm, approve, and place such rates into effect on an interim basis to the Deputy Secretary of Energy; and (3) the authority to confirm, approve, and place into effect on a final basis, to remand, or to disapprove such rates to the Federal Energy Regulatory Commission (FERC).

The existing formula rates approved under Rate Order No. WAPA–106<sup>1</sup> became effective on March 1, 2004, and are approved through February 28, 2009. Subsequently, Rate Schedule L–AS3, Regulation and Frequency Response, was revised and approved under Rate Order No. WAPA–118 and became effective June 1, 2006, and is approved through May 31, 2011.<sup>2</sup> Western is proposing to extend the existing LAP transmission and ancillary services formula rates pursuant to 10 CFR part 903.23 (b). The existing LAP rate formula methodology collects annual revenue sufficient to recover annual expenses, including interest and capital requirements, thus ensuring repayment of the project within the cost recovery criteria set forth in DOE order RA 6120.2. Western is seeking this extension to provide more time for the evaluation of new rate requirements for transmission and ancillary services mandated under FERC Order 890 and the evaluation of adjustments to the formulae for ancillary services. For these reasons, Western is extending the existing rate formulae for transmission and ancillary services through February 28, 2011.

Western did not have a consultation and comment period and did not hold public information and comment forums, in accordance with 10 CFR part 903.23(b). Following review of Western's proposal with the DOE, I hereby approve Rate Order No. WAPA–141 which extends the existing LAP transmission and ancillary services rate

<sup>1</sup> Rate Order No. WAPA–115, 69 FR 70510 (December 6, 2004). Approved by FERC on October 11, 2005 (113 Commission ¶ 61,026).

<sup>2</sup> Rate Order No. WAPA–128, 71 FR 45821 (August 10, 2006). Approved by FERC on January 25, 2007 (118 Commission ¶ 61,052).

<sup>1</sup> WAPA–106 was approved by FERC on a final basis on January 31, 2005, in Docket No. EF045182–000 (110 FERC ¶ 62,084).

<sup>2</sup> WAPA–118 was approved by FERC on a final basis on November 17, 2006, in Docket No. EF065182000 (117 FERC ¶ 62,163).

schedules L–NT1, L–FPT1, L–NFPT1, L–AS1, L–AS2, L–AS4, L–AS5, L–AS6 and L–AS7 through February 28, 2011.

Dated: August 12, 2008.

**Jeff Kupfer,**

*Acting Deputy Secretary.*

## Department of Energy

### Deputy Secretary

Rate Order No. WAPA–141.

In the Matter of: Western Area Power Administration Rate Extension for Loveland Area Projects Transmission and Ancillary Services Formula Rates.

### Order Confirming and Approving an Extension of the Loveland Area Projects Transmission and Ancillary Services Formula Rates

The Loveland Area Projects (LAP) transmission and ancillary services rate formulae were established following section 302(a) of the Department of Energy (DOE) Organization Act (42 U.S.C. 7152). This act transferred to and vested in the Secretary of Energy the power marketing functions of the Secretary of the Department of the Interior and the Bureau of Reclamation under the Reclamation Act of 1902 (ch. 1093, 32 Stat. 388), as amended and supplemented by subsequent laws, particularly section 9(c) of the Reclamation Project Act of 1939 (43 U.S.C. 485h(c)), and other Acts that specifically apply to the project system involved.

By Delegation Order No. 00–037.00 effective December 6, 2001, the Secretary of Energy delegated: (1) The authority to develop power and transmission rates to the Administrator of the Western Area Power Administration (Western); (2) the authority to confirm, approve, and place such rates into effect on an interim basis to the Deputy Secretary of Energy; and (3) the authority to confirm, approve, and place into effect on a final basis, to remand, or to disapprove such rates to the Federal Energy Regulatory Commission (FERC). This rate extension is issued pursuant to the Delegation Order and the DOE rate extension procedures at 10 CFR part 903.23(b).

### Background

The existing formula rates, approved under Rate Order No. WAPA–106, were approved for five (5) years and are effective through February 28, 2009. Subsequently, Rate Schedule L–AS3, Regulation and Frequency Response, was revised and approved for five (5) years under Rate Order No. WAPA–118 and is effective through May 31, 2011. Western is not seeking to extend Rate Schedule L–AS3 for Regulation and Frequency Response service as part of this extension.

### Discussion

On February 28, 2009, Western's LAP transmission and ancillary services formula rates will expire, with the exception of Regulation and Frequency Response service, which will expire May 31, 2011. Western is proposing to extend the existing LAP transmission and ancillary services formula

rates pursuant to 10 CFR part 903.23(b). The existing LAP rate formulae methodologies collect annual revenue sufficient to recover annual expenses (including interest) and capital requirements, thus ensuring repayment of the project within the cost recovery criteria set forth in DOE order RA 6120.2. Western is seeking this extension to provide more time for the evaluation of new rate requirements for transmission and ancillary services mandated under FERC Order 890 and the evaluation of adjustments to the formulae for ancillary services. For these reasons, Western is extending the existing rate formulae for transmission and ancillary services through February 28, 2011.

The process will take several months to complete because of the complex issues Western and its interested parties must address. It will also offer opportunities for public information and comment forums. For these reasons, Western seeks to extend existing Rate Schedules L–NT1, L–FPT1, L–NFPT1, L–AS1, L–AS2, L–AS4, L–AS5, L–AS6 and L–AS7. Western did not have a consultation and comment period and did not hold public information and comment forums, in accordance with 10 CFR part 903.23(b).

### Order

In view of the above and under the authority delegated to me, I hereby extend for a period effective from March 1, 2009, through February 28, 2011, the existing rate schedules L–NT1, L–FPT1, L–NFPT1, L–AS1, L–AS2, L–AS4, L–AS5, L–AS6 and L–AS7 for LAP transmission and ancillary services, excluding L–AS3 for Regulation and Frequency Response service.

Dated: August 12, 2008.

**Jeff Kupfer,**

*Acting Deputy Secretary.*

[FR Doc. E8–19161 Filed 8–18–08; 8:45 am]

**BILLING CODE 6450–01–P**

## EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

### Sunshine Act Meeting

**DATE AND TIME:** Friday, August 22, 2008, 1 p.m. Eastern Time.

**PLACE:** Clarence M. Mitchell, Jr. Conference Room on the Ninth Floor of the EEOC Office Building, 1801 “L” Street, NW., Washington, DC 20507.

**STATUS:** The meeting will be open to the public.

### MATTERS TO BE CONSIDERED:

#### Open Session

1. Announcement of Notation Votes,
2. Obligation of Funds for e-Government Application Hosting/Managed Services and Extension of DOI/NBC Hosting, and
3. Obligation of Funds for Competitive Revolving Fund Online Registration and Payment Collection

System Contract, and Sole Source Extension of Current Contract for Transition Period.

**Note:** In accordance with the Sunshine Act, the meeting will be open to public observation of the Commission's deliberations and voting. (In addition to publishing notices on EEOC Commission meetings in the **Federal Register**, the Commission also provides a recorded announcement a full week in advance on future Commission sessions.)

Please telephone (202) 663–7100 (voice) and (202) 663–4074 (TTY) at any time for information on these meetings. The EEOC provides sign language interpretation at Commission meetings for the hearing impaired. Requests for other reasonable accommodations may be made by using the voice and TTY numbers listed above.

**CONTACT PERSON FOR MORE INFORMATION:** Stephen Llewellyn, Executive Officer on (202) 663–4070.

Dated: August 15, 2008.

**Stephen Llewellyn,**

*Executive Officer, Executive Secretariat.*

[FR Doc. E8–19279 Filed 8–15–08; 4:15 pm]

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

[Docket No. FDA–2008–N–0428]

### Electronic Study Data Submission for Phase 3 Janus Operational Pilot; Notice of Pilot Project

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Notice.

**SUMMARY:** The Center for Drug Evaluation and Research (CDER) is seeking sponsors interested in participating in a pilot project to test the submission and processing of clinical study data provided electronically in a standardized format. This pilot will test the data extract, validation, and load procedures developed to populate “Janus,” the study data repository component of a common, standards-based infrastructure that is being developed jointly by the Food and Drug Administration (FDA) and the National Cancer Institute (NCI) to support the exchange of clinical research data. The pilot also will test a new XML (extensible markup language)-based submission format for standardized clinical study data. We anticipate that a successful pilot will enable CDER to routinely receive, process, and store all standardized clinical study data in a