

DEPARTMENT OF ENERGY**National Electric Transmission Congestion Study**

AGENCY: Office of Electricity Delivery and Energy Reliability (OE), Department of Energy.

ACTION: Notice of Availability of the National Electric Transmission Congestion Study and Request for Comments.

SUMMARY: The Department of Energy (the "Department") gives notice that it has issued a National Electric Transmission Congestion Study (the "Congestion Study") and is seeking comments on the study and on the possible designation of national interest electric transmission corridors (National Corridors). The Congestion Study, including request for comments, is available at <http://www.oe.energy.gov>.

DATES: Written comments may be filed electronically in MS Word and PDF formats. Comments regarding the Congestion Study should be e-mailed to congestionstudy.comments@hq.doe.gov. Comments regarding the designations should be e-mailed to EPACT1221@hq.doe.gov. Comments should be received no later than 5 p.m. EDT October 10, 2006. Also, comments can be filed by mail at the address listed below.

ADDRESSES: Written comments via mail should be submitted to: Office of Electricity Delivery and Energy Reliability, OE-10, Attention: 1221 Comments, U.S. Department of Energy, Forrestal Building, Room 6H050, 1000 Independence Avenue, SW., Washington, DC 20585.

Note: U.S. Postal Service mail sent to the Department continues to be delayed by several weeks due to security screening. Electronic submission is therefore encouraged. Copies of written comments received and other relevant documents and information may be reviewed at <http://www.oe.energy.gov>.

FOR FURTHER INFORMATION CONTACT: Ms. Poonum Agrawal, Office Electricity Delivery and Energy Reliability, OE-10, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-1411, poonum.agrawal@hq.doe.gov, or Lot Cooke, Office of General Counsel, GC-76, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-0503, lot.cooke@hq.doe.gov.

SUPPLEMENTARY INFORMATION: Section 1221(a) of the Energy Policy Act of 2005 directed the Secretary of Energy to conduct a nationwide study of electric transmission congestion. The

Congestion Study was to be completed within one year of enactment of the Energy Policy Act and subsequently updated every three years. Based upon the Congestion Study, the Secretary may designate any geographic area experiencing electric energy transmission capacity constraints or congestion that adversely affects consumers as a National Corridor.

The first Congestion Study has been completed and issued by the Secretary of Energy. The study is available for review at the website listed above. Based on the study, the Department found three classes of congestion areas that merit further federal attention: Critical Congestion Areas, Congestion Areas of Concern, and Conditional Congestion Areas. These areas are identified and discussed in Section 5 of the study. The Department is considering designating National Corridors in the areas identified as Critical Congestion Areas.

The Department is seeking comments from interested persons on the National Electric Transmission Congestion Study, on future steps for identifying and addressing electric transmission congestion, and on the possible designation of National Corridors in Critical Congestion Areas. Section 6 of the study details the comments the Department is seeking.

Issued in Washington, DC on August 2, 2006.

Kevin Kolevar,

Director, Office of Electricity Delivery, and Energy Reliability.

[FR Doc. E6-12852 Filed 8-7-06; 8:45 am]

BILLING CODE 6450-01-P

DEPARTMENT OF ENERGY**Office of Energy Efficiency and Renewable Energy**

[Case No. CAC-012]

Energy Conservation Program for Consumer Products: Notice of Correction of Petition for Waiver and Interim Waiver of Mitsubishi Electric From the DOE Residential and Commercial Package Air Conditioner and Heat Pump Test Procedures, and Modification of Interim Waiver

AGENCY: Office of Energy Efficiency and Renewable Energy, Department of Energy.

ACTION: Notice of correction of interim waiver.

SUMMARY: Today's notice corrects five minor errors in the list of model numbers for which Mitsubishi Electric & Electronics USA, Inc. ("MEUS")

requested a waiver and interim waiver of the test procedures applicable to residential and commercial package air conditioners and heat pumps.

FOR FURTHER INFORMATION CONTACT: Dr. Michael G. Raymond, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies Program, Mail Stop EE-2J, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-9611; e-mail: Michael.Raymond.ee.doe.gov; or Francine Pinto, Esq., U.S. Department of Energy, Office of General Counsel, Mail Stop GC-72, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-9507; e-mail: Francine.Pinto@hq.doe.gov.

SUPPLEMENTARY INFORMATION:

- I. Background and Authority
- II. Corrected Petition for Waiver of Test Procedure and Application for Interim Waiver
- III. Discussion

I. Background and Authority

Title III of the Energy Policy and Conservation Act (EPCA) sets forth a variety of provisions concerning energy efficiency. Part B of Title III (42 U.S.C. 6291-6309) provides for the "Energy Conservation Program for Consumer Products other than Automobiles." Part C of Title III (42 U.S.C. 6311-6317) provides for an energy efficiency program entitled "Certain Industrial Equipment," which is similar to the program in part B, and which includes commercial air-conditioning equipment, packaged boilers, water heaters, and other types of commercial equipment.

Both parts specifically provide for definitions, test procedures, labeling provisions, energy conservation standards, and the authority to require information and reports from manufacturers. With respect to test procedures, both parts generally authorize the Secretary of Energy to prescribe test procedures that are reasonably designed to produce results which reflect energy efficiency, energy use and estimated operating costs, and that are not unduly burdensome to conduct. (42 U.S.C. 6293(b)(3), 6314(a)(2)) EPCA provides that the Secretary of Energy may amend test procedures for consumer products if the Secretary determines that amended test procedures would more accurately reflect energy efficiency, energy use and estimated operating costs, and are not unduly burdensome to conduct. (42 U.S.C. 6293(b))

The Department's regulations contain provisions allowing a person to seek a

waiver from the test procedure requirements for covered consumer products (10 CFR 430.27). The waiver provisions allow the Assistant Secretary for Energy Efficiency and Renewable Energy (hereafter "Assistant Secretary") to temporarily waive test procedures for a particular basic model when a petitioner shows that the basic model contains one or more design characteristics that prevent testing according to the prescribed test procedures, or when the prescribed test procedures may evaluate the basic model in a manner so unrepresentative of its true energy consumption as to provide materially inaccurate comparative data. (10 CFR 430.27 (a)(1)) The Assistant Secretary may grant the waiver subject to conditions, including adherence to alternate test procedures. Petitioners are to include in their petition any alternate test procedures known to evaluate the basic model in a manner representative of its energy consumption. (10 CFR 430.27(b)(1)(iii)) Waivers generally remain in effect until final test procedure amendments become effective, thereby resolving the problem that is the subject of the waiver.

The waiver process also allows the Assistant Secretary to grant an Interim Waiver from test procedure requirements to manufacturers that have petitioned the Department for a waiver of such prescribed test procedures. (10 CFR 430.27(a)(2)) An Interim Waiver remains in effect for a period of 180 days or until the Department issues its determination on the Petition for Waiver, whichever is sooner, and may be extended for an additional 180 days, if necessary. (10 CFR 430.27(h))

On November 7, 2005, MEUS filed an Application for Interim Waiver and Petition for Waiver ("Initial Petition") from the test procedures applicable to its R410A models of the CITY MULTI Variable Refrigerant Flow Zoning ("VRFZ") line of residential and commercial package air conditioning and heating equipment. The applicable test procedures for residential air-conditioning and heating equipment are found in 10 CFR part 430, subpart B, Appendix M; EPCA requires DOE to base its test procedures for similar commercial equipment on industry test standards. See 42 U.S.C. 6314(a)(4)(A). In particular, MEUS requested a waiver from the residential test procedures contained in 10 CFR part 430, subpart B, Appendix M, and a waiver from the commercial test procedures contained in Air-Conditioning and Refrigeration Institute (ARI) Standard 210/240-2003 and in ARI Standard 340/360-2000. MEUS seeks a waiver from the

applicable test procedures because, MEUS asserts, the design characteristics of the R410A systems prevent testing according to the currently prescribed test procedures.

On March 24, 2006, the Department of Energy (hereafter "Department" or "DOE") published MEUS's Petition for Waiver and granted the Application for Interim Waiver.¹ On April 11, 2006, MEUS submitted a Corrected Petition for Waiver of Test Procedure and Application for Interim Waiver ("Corrected Petition") to DOE. The Corrected Petition noted five minor errors in the list of model numbers for which the waiver and the interim waiver had been requested. MEUS requested that the interim waiver granted apply to the corrected list of model numbers, and that DOE use the corrected list of model numbers in any future actions regarding the Petition for Test Procedure Waiver.

II. Corrected Petition for Waiver of Test Procedure and Application for Interim Waiver

In the Corrected Petition, MEUS states that four of the corrections relate to typographical errors in the initial filing. In the list of models provided in MEUS's Initial Petition, MEUS inadvertently listed the PFFY Series Floor Standing model numbers as "PEFY" instead of "PFFY," and inadvertently listed the PLFY and PMFY series model numbers as "PEFY" instead of "PLFY" and "PMFY." MEUS requests that on page 4 of the Initial Petition, four model numbers should be revised as follows:

- The "PFFY Series—Floor Standing (Concealed)—PEFY-P06/08/12/15/18/24***-" listing should be revised to read, "PFFY Series—Floor Standing (Concealed)—PFFY-P06/08/12/15/18/24***-";
- The "PFFY Series—Floor Standing (Exposed)—PEFY-P06/08/12/15/18/24***-" listing should be revised to read, "PFFY Series—Floor Standing (Exposed)—PFFY-P06/08/12/15/18/24***-";
- The "PLFY Series—4-Way Airflow Ceiling Cassette—PEFY-P12/18/24/30/36***-" listing should be revised to read, "PLFY Series—4-Way Airflow Ceiling Cassette—PLFY-P12/18/24/30/36***-," and
- The "PMFY Series—1-Way Airflow Ceiling Cassette—PEFY-P06/08/12/

15***-" listing should be revised to read, "PMFY Series—1-Way Airflow Ceiling Cassette—PMFY-P06/08/12/15***-".

According to MEUS, the fifth correction reflects an updated model number designation. At the time MEUS submitted its Initial Petition, MEUS anticipated that the model number for the CITY MULTI Variable Refrigerant Flow Zoning System S-Series Outdoor Equipment would be PUMY-P48TGMU-*. The actual model number designation for its S-Series products was, however, PUMY-P48NHMU-*. MEUS states that this change in designation does not reflect any physical or technical changes in the S-Series; the update is purely notational. Thus, MEUS requests that the model number for the S-Series on page 4 of the Initial Petition be changed from "PUMY-P48TGMU-*, 48,000 Btu/h, 208/230-1-60 split-system variable-speed heat pump" to "PUMY-P48NHMU-*, 48,000 Btu/h, 208/230-1-60 split-system variable-speed heat pump."

MEUS asserts that the corrections do not reflect any physical or technical changes in the models listed in MEUS's Initial Petition. The corrections simply address four typographical errors and update a notation in model designation. Therefore, MEUS requests that the interim waiver granted on March 24, 2006, should be interpreted to apply to the models listed in the Corrected Petition. In addition, MEUS requests that DOE use the corrected list of model numbers in any future action on the Petition for Test Procedure Waiver.

III. Discussion

The Department has reviewed MEUS's Initial Petition and its request to correct five minor errors in the list of model numbers for which MEUS requested the waiver and interim waiver. The requested corrections do not reflect any physical or technical changes in the models listed in MEUS's Initial Petition. The corrections simply address four typographical errors and update a notation in model designation. Given that the corrections do not represent a request for coverage of additional or different products, and do not change in any way the basis for granting the interim waiver, DOE finds that it is appropriate that the interim waiver granted on March 24, 2006, apply to the models listed in the Corrected Petition. DOE thus clarifies that the March 24, 2006, interim waiver applies to the models listed in the Corrected Petition, and DOE will use the corrected list of model numbers in any

¹ Energy Conservation Program for Consumer Products: Publication of the Petition for Waiver and Granting of the Application for Interim Waiver of Mitsubishi Electric From the DOE Residential and Commercial Package Air Conditioner and Heat Pump Test Procedures (Case No. CAC-012), 71 Fed. Reg. 14858 (Mar. 24, 2006) (hereinafter, Publication).

future action on the pending Petition for Test Procedure Waiver.

Issued in Washington, DC, on July 31, 2006.

Alexander A. Karsner,

Assistant Secretary, Energy Efficiency and Renewable Energy.

[FR Doc. E6-12851 Filed 8-7-06; 8:45 am]

BILLING CODE 6450-01-P

FEDERAL RESERVE SYSTEM

Change in Bank Control Notices; Acquisition of Shares of Bank or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the office of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than August 23, 2006.

A. Federal Reserve Bank of Richmond (A. Linwood Gill, III, Vice President) 701 East Byrd Street, Richmond, Virginia 23261-4528:

1. *Robert Milam, Jr.*, to individually retain voting shares of, and Robert Milam, Jr.; Robert Milam; Melissa Milam; Jada Milam; Kevin Milam; Lloyd Jarrell; and other members of the Milam family, as a group acting in concert, to retain voting shares of Big Coal River Bancorp, Inc., Whitesville, West Virginia, and thereby indirectly retain voting shares of Whitesville State Bank, Whitesville, West Virginia.

B. Federal Reserve Bank of Chicago (Patrick M. Wilder, Assistant Vice President) 230 South LaSalle Street, Chicago, Illinois 60690-1414:

1. *Ida R. Noll*, Springfield, Illinois; to acquire additional voting shares of Midland Bancshares, Inc., Kincaid, Illinois, and thereby indirectly acquire additional voting shares of Midland Community Bank, Kincaid, Illinois.

Board of Governors of the Federal Reserve System, August 3, 2006.

Jennifer J. Johnson,

Secretary of the Board.

[FR Doc. E6-12874 Filed 8-7-06; 8:45 am]

BILLING CODE 6210-01-S

FEDERAL RESERVE SYSTEM

Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The application also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States. Additional information on all bank holding companies may be obtained from the National Information Center Web site at www.ffiec.gov/nic/.

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than September 1, 2006.

A. Federal Reserve Bank of St. Louis (Glenda Wilson, Community Affairs Officer) 411 Locust Street, St. Louis, Missouri 63166-2034:

1. *Exchange Bancshares, Inc.*, Mayfield, Kentucky; to acquire 100 percent of the voting shares of Purchase Area Bancorp, Inc., Bardwell, Kentucky, and thereby indirectly acquire voting shares of Bardwell Deposit Bank, Bardwell, Kentucky.

B. Federal Reserve Bank of Dallas (W. Arthur Tribble, Vice President) 2200 North Pearl Street, Dallas, Texas 75201-2272:

1. *VB Texas, Inc.*, Houston, Texas; to become a bank holding company by acquiring 100 percent of the voting shares of Community State Bank, Boling, Texas.

Board of Governors of the Federal Reserve System, August 3, 2006.

Jennifer J. Johnson,

Secretary of the Board.

[FR Doc. E6-12875 Filed 8-7-06; 8:45 am]

BILLING CODE 6210-01-S

FEDERAL RESERVE SYSTEM

Notice of Proposals to Engage in Permissible Nonbanking Activities or to Acquire Companies that are Engaged in Permissible Nonbanking Activities

The companies listed in this notice have given notice under section 4 of the Bank Holding Company Act (12 U.S.C. 1843) (BHC Act) and Regulation Y (12 CFR Part 225) to engage *de novo*, or to acquire or control voting securities or assets of a company, including the companies listed below, that engages either directly or through a subsidiary or other company, in a nonbanking activity that is listed in § 225.28 of Regulation Y (12 CFR 225.28) or that the Board has determined by Order to be closely related to banking and permissible for bank holding companies. Unless otherwise noted, these activities will be conducted throughout the United States.

Each notice is available for inspection at the Federal Reserve Bank indicated. The notice also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether the proposal complies with the standards of section 4 of the BHC Act. Additional information on all bank holding companies may be obtained from the National Information Center Web site at www.ffiec.gov/nic/.

Unless otherwise noted, comments regarding the applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than August 23, 2006.

A. Federal Reserve Bank of New York (Anne McEwen, Financial Specialist) 33 Liberty Street, New York, New York 10045-0001:

1. *Westpac Banking Corporation*, Sydney, Australia; to engage *de novo* through its subsidiary, Hastings Funds Management (US), Inc., New York, New York, in providing investment and financial advice, pursuant to section 225.28(b)(6) of Regulation Y.

B. Federal Reserve Bank of San Francisco (Tracy Basinger, Director, Regional and Community Bank Group) 101 Market Street, San Francisco, California 94105-1579:

1. *Belvedere Capital Fund II L.P. and Belvedere Capital Partners II LLC*, both of San Francisco, California; to acquire