

comments to the Commission as explained below. The Commission received comments from one entity in response to an earlier **Federal Register** notice of June 21, 2002 (67 FR 42243–42244), and has responded to these comments in its submission to OMB.

DATES: Comments on the collection of information are due by November 29, 2002.

ADDRESSES: Address comments on the collection of information to the Office of Management and Budget, Office of Information and Regulatory Affairs, Attention: Federal Energy Regulatory Commission Desk Officer, 725 17th Street, NW., Washington, DC 20503. The Desk Officer may be reached by telephone at 202–395–7856. A copy of the comments should also be sent to the Federal Energy Regulatory Commission, Office of the Chief Information Officer, CI–1, Attention: Michael Miller, 888 First Street NE., Washington, DC 20426. Comments may be filed either in paper format or electronically. Those persons filing electronically do not need to make a paper filing. For paper filings, such comments should be submitted to the Office of the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426 and refer to Docket No. IC02–717–001.

Documents filed electronically via the Internet must be prepared in WordPerfect, MS Word, Portable Document Format, or ASCII format. To file the document, access the Commission's website at www.ferc.gov and click on "Make an E-filing," and then follow the instructions for each screen. First time users will have to establish a user name and password. The Commission will send an automatic acknowledgment to the sender's E-mail address upon receipt of comments. User assistance for electronic filings is available at 202–208–0258 or by e-mail to efiling@ferc.fed.us. Comments should not be submitted to the e-mail address.

All comments may be viewed, printed or downloaded remotely via the Internet through FERC's homepage using the FERRIS link. User assistance for FERRIS is available at 202–502–8222, or by e-mail to contentmaster@ferc.fed.us.

FOR FURTHER INFORMATION CONTACT: Michael Miller may be reached by telephone at (202)502–8415, by fax at (202)208–2425, and by e-mail at michael.miller@ferc.gov.

SUPPLEMENTARY INFORMATION:

Description

The information collected and submitted for OMB review contains:

1. *Collection of Information:* FERC–717 "Open Access Same Time Information Systems".

2. *Sponsor:* Federal Energy Regulatory Commission.

3. *Control No.* 1902–0173.

The Commission is now requesting that OMB approve a three-year extension of the current expiration date, with no changes to the existing collection. This is a mandatory information collection requirement and the Commission does not consider the information to be confidential.

4. *Necessity of the Collection of Information:* Submission of the information is necessary to enable the Commission to carry out its responsibilities in implementing the statutory provisions of part I of the Federal Power Act (FPA.), sections 309 and 311, 16 U.S.C. 825(h), and 825(j). Section 309 gives the Commission the authority to prescribe, issue, make and amend orders, rules and regulations to implement the provisions of the Federal Power Act. Section 311 gives the Commission authority to secure information necessary or appropriate for recommending legislation or to conduct investigations concerning generation, transmission, distribution and sale of electric energy regardless of whether they are jurisdictional or nonjurisdictional entities within the United States and its possessions. The Commission is also authorized to keep current information on the ownership, operation, management and control of all facilities for generation, transmission, distribution, sale, the capacity and output of these facilities and the relationship between the two. The information is also used for determining the cost(s) for generation, distribution, rates, charges, and contracts with respect to the sale of electric energy and the service to residential, rural, commercial and industrial consumers and other purchasers by private and public agencies.

The information collected under FERC–717 is specifically used to monitor the networks to ensure that potential purchasers of transmission services obtain the services on a non-discriminatory basis. Failure to issue these requirements would mean the Commission is not meeting its statutory obligations and permitting discrimination in interstate transmission services provided by public utilities.

The Commission is obligated by statute to regulate key economic aspects of the energy industry. The law requires the Commission's economic regulatory activity because the transmission and

generation of electricity have been and continue to be a natural monopoly. The challenge facing the Commission is to develop a regulatory approach that promotes competitive markets while protecting customers and serving and safeguarding the public. To safeguard workable competition in wholesale power markets, the Commission must ensure open, nondiscriminatory access to transmission facilities and must monitor the market to detect instances of market abuse or failure.

The Commission implements these requirements in the Code of Federal Regulations (CFR) under 18 CFR part 37.

5. *Respondent Description:* The respondent universe currently comprises (on average) 140 entities subject to the Commission's jurisdiction.

6. *Estimated Burden:* 198,520 total hours, 140 respondents(average), 1 response per respondent annually, 1,418 hours per response (average).

7. *Estimated Cost Burden to respondents:* \$22,283,975 (140 respondents × \$159,171(cost per respondent)).

Statutory Authority: Sections 309 and 311 of the Federal Power Act, 16 U.S.C. 825(h), 825(j).

Magalie R. Salas,
Secretary.

[FR Doc. 02–27935 Filed 11–1–02; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. CP02–90–001 and CP02–93–001]

AES Ocean Express LLC; Notice of Amendments to Applications for a Certificates of Public Convenience and Necessity, and for Section 3 Authorization and a Presidential Permit

October 24, 2002.

Take notice that on October 18, 2002, AES Ocean Express LLC (Ocean Express), Two Alhambra Plaza, Suite 1104, Coral Gables, Florida, 33134, filed in Docket No. CP02–90–001 an amendment to its pending application for a certificate of public convenience and necessity filed pursuant to Section 7(c) of the Natural Gas Act (NGA) in Docket No. CP02–90–000, and in Docket No. CP02–93–001, it filed an amendment to its pending application for a Presidential Permit and Section 3 authorization, filed pursuant to Section 3 of the NGA and Executive Order No. 10485 in Docket No. CP02–93–000. The

application amendments reflect a proposed new route variation and certain revised pipeline materials and design in the vicinity of the 12-square mile Navy Restricted Area located offshore from Broward County, Florida, as well as a change in the ownership structure of Ocean Express.

The application amendments are on file with the Commission and open to public inspection. The filings may be viewed on the web at <http://www.ferc.gov> using the "FERRIS" link, selecting "Docket #" and following the instructions (please call (202) 208-2222 for assistance). Any questions regarding the applications or these amendments may be directed to Julie Romaniw, AES Ocean Express LLC, Two Alhambra Plaza, Suite 1104, Coral Gables, FL 33134; Phone No. (305) 444-4002.

Ocean Express explains that its proposed route variation reflects the measures contemplated by the "agreement in principle" reached between Ocean Express and the Naval Surface Warfare Center, Carderock Division (Naval Group) to resolve the Naval Group's technical and operational concerns regarding construction, operation and maintenance of the proposed Ocean Express Pipeline offshore of Broward County, Florida. Specifically, Ocean Express states that its amendment involves a 7.5-mile offshore route variation, as well as the use of special stainless steel, 40-foot and 500-foot anode spacings, three-layer polypropylene coating and other design features for specific portions of the offshore pipeline. Ocean Express explains that in developing the 7.5-mile offshore route variation, it gave extensive consideration to the avoidance or minimization of potential impacts to sensitive marine resources, such as the three nearshore reef systems, the technical feasibility of constructing the offshore route variation, and other related factors.

The proposed route variation increases the estimated cost of the project to from \$ 93.1 million to \$ 111.6 million and increases the Monthly Reservation Rate from \$ 1.3859 per Dth to \$ 1.6085 per Dth. The design capacity of the project is unchanged and is 842,000 Dth per day. The total length of the United States part of the pipeline project is increased from 52.4 miles to 54.3 miles; the onshore route and 6.3 mile length remains unchanged, but the offshore length is increased from 46.1 miles to 48.0 miles.

Separately, Ocean Express explains that since the time it filed its original applications in these proceedings on February 21, 2002, VAC Ocean Cay LLC (VAC) has acquired a 25% interest in

Ocean Express. Ocean Express states that it has included the information and documentation required by the Commission's regulations regarding the new ownership structure.

Ocean Express requests that the Commission issue a preliminary determination on non-environmental issues by February 1, 2003, and final certificate authorization by early in the third quarter of 2003.

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 November 14, 2002, 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 385.211 and 385.214) 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 currently in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

Motions to intervene, comments and protests may be filed electronically via the internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the Commission's website at <http://www.ferc.gov>. The Commission strongly encourages prospective intervenors, commenters or protesters to file electronically.

Parties who filed motions to intervene in the underlying pending applications in Docket Nos. CP02-90, *et al.* do not need to move to intervene again in response to this notice, but may file a supplement to their previous filing(s) if they have any comments or protests with regard to the changes in the project proposed by these amendments.

Persons who wish to comment only on the environmental review of this project, as amended, 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 environmental documents, and will be able to participate in meetings associated with the Commission's environmental review process. Commenters will not be required to

serve copies of filed documents on all other parties. However, Commenters will not receive copies of all documents filed by other parties or issued by the Commission, and will not have the right to seek rehearing or appeal the Commission's final order to a Federal court.

The Commission will consider all comments and concerns equally, whether filed by commenters or those requesting intervenor status.

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 to file comments or to intervene as early in the process as possible.

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.,

Deputy Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. EC03-5-000 and ER03-65-000]

Allegheny Energy Supply Company, LLC; Allegheny Trading Finance Company; Notice of Filing

October 24, 2002.

Take notice that, in Docket No. EC03-5-000, on October 21, 2002, Allegheny Energy Supply Company, LLC ("AE Supply"), and Allegheny Trading Finance Company ("ATF") filed with the Federal Energy Regulatory Commission an application pursuant to