

e. The EECBG program has dramatically increased the workload placed on DOE procurement offices to award and administer the grants executed for the program.

f. Delegation of certain non-monetary administrative actions to DOE program managers will increase the speed of expenditures of Recovery Act funds under the EECBG to speed goals of the Recovery Act.

g. Appropriate controls, oversight and monitoring are available to decrease the risk of misuse of funds by the recipients without the Contracting Officers involvement in approval of programmatic changes and other administrative actions.

Determination

Based on the above findings and in accordance with the authority granted to me as the Senior Procurement Executive of the Department of Energy and as the Director of OPAM, I have determined that a class deviation to Department of Energy policies and procedures governing financial assistance is appropriate and necessary to meet the goals and objectives of the Recovery Act while at the same time providing required due diligence and rigor that support DOE's execution of its fiduciary responsibilities.

I have determined the deviation to 10 CFR Part 600, in particular 10 CFR 600.230, and DOE policies and procedures on the use of warranted Contracting Officers to administer financial assistance agreements is in the best interest of the EECBG program and the use of Recovery Act funds. The deviation is approved subject to the above findings and the process outlined in the attached memorandum.

This class deviation applies to financial assistance agreements made using Recovery Act funding to State, city, county or Tribal recipients in support of the EECBG program. It does not apply to non-formula awards.

This class deviation is not effective until fifteen days after a notice is published in the **Federal Register**; see 10 CFR 600.4(d).

Patrick M. Ferraro,

Acting Director, Office of Procurement and Assistance Management.

[FR Doc. 2010-12886 Filed 5-27-10; 8:45 am]

BILLING CODE 6450-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RM01-5-000]

Electronic Tariff Filings; Notice of Posting Regarding Filing Procedures for Electronically Filed Tariffs

May 21, 2010.

Take Notice that the attached document "Filing Procedures For Electronically Filed Tariffs, Rate Schedules And Jurisdictional Agreements" has been posted on the eTariff Web site (<http://www.ferc.gov/docs-filing/etariff.asp>) under Commission Orders and Notices at <http://www.ferc.gov/docs-filing/etariff/com-order.asp>.

For further information, please contact Keith Pierce at 202-502-8525 or Andre Goodson at 202-502-8560, or through e-mail to etariff@ferc.gov.

Kimberly D. Bose,
Secretary.

Filing Procedures for Electronically Filed Tariffs, Rate Schedules and Jurisdictional Agreements

In Order No. 714,¹ the Commission adopted regulations requiring that, starting April 1, 2010, and for a transition period through September 30, 2010, all tariffs, rate schedules, and jurisdictional agreements, and revisions to such documents, filed with the Commission must be filed electronically according to a format provided in the Implementation Guide.² Based on issues that have arisen on some of the baseline tariff filings, and inquiries, this notice describes procedures for making electronic tariff filings.³ Electronic tariff filings that do not comply with these requirements are subject to rejection.

- Once a Baseline Tariff Filing Has Been Made, All Tariff Filings Must be Made Electronically Pursuant to the Order No. 714 Guidelines.

Once a company makes its baseline tariff filing in compliance with Order No. 714, the company must make all subsequent filings of tariffs, rate schedules, and jurisdictional agreements in the Order No. 714

¹ *Electronic Tariff Filings*, Order No. 714, FERC Stats. & Regs. ¶ 31,276 (2008).

² The data elements and communication protocol are described in the Implementation Guide for Electronic Filing of Parts 35, 154, 284, 300, and 341 Tariff Filing (Implementation Guide), available at <http://www.ferc.gov/docs-filing/etariff/implementation-guide.pdf>.

³ As indicated in Order No. 714, this phrase is intended to encompass rate schedule and jurisdictional agreement filings as well. Order No. 714, at P 13 n.11.

baseline tariff filing format. As provided in Order No. 714, this requirement is not limited to tariffs or to modifications of the baseline tariff filing, but encompasses all the company's other tariffs, rate schedules, and jurisdictional agreements, and all filings revising, withdrawing, or otherwise affecting such documents or the effective dates of such provisions. For example, natural gas negotiated rate agreements and non-conforming service agreements, electric rate schedules, transmission, power sale, and ancillary service agreements, interconnection agreements, and all other jurisdictional agreements are covered by this requirement. As described below, this requirement also applies to tariff filings related to periods earlier than the baseline filing. Once the Office of the Secretary accepts a company's baseline tariff filing for processing, the company should not make any further tariff related filings on paper or electronically in a format that does not comply with the electronic filing format required by Order No. 714.

- Required Tariff Documents To Be Included With an Electronic Tariff Filing.

As part of an electronic tariff filing, companies must include as tariff records 1) a copy of the proposed tariff provision, and 2) the plain text of the tariff provision. In addition as attachments, companies must include 3) a clean copy of the tariff provision and 4) the marked text of the provision (when required).

- Electronic Tariff Filings for Periods Earlier Than the Baseline Filing.

The electronic tariff software will not accept electronic tariff filings with tariff records that have a proposed effective date earlier than the effective date associated with the tariff identification number for the baseline filing. Companies may have outstanding compliance obligations or rates for prior, locked-in periods that need to be filed with the Commission or may need to propose changes to parts of a company's tariffs that were not part of the baseline tariff filing. Such filings should be made in the following manner:

- The compliance or other provision applicable to the period after the baseline tariff filing has been accepted by the Secretary for processing must be made in the electronic tariff filing format required by Order No. 714.

- Tariff provisions governing periods earlier than the baseline filing must be included either as part of the transmittal letter or as a separate attachment, unless the company and its customers have waived the need to file tariff provisions for the earlier periods.

As an example, if a company with a baseline tariff effective April 15, 2010, has an outstanding compliance filing with an effective date of January 1, 2010, that the Commission accepts, the company must file the compliance tariff provisions as tariff records in accordance with the electronic file format of Order No. 714 with an effective date of April 15, 2010. The company also should file the tariff provisions with a January 1, 2010, effective date either as part of the transmittal letter or as a separate attachment.

• **FASTR Requirements for Natural Gas Pipelines.**

FASTR will be retired after the baseline tariff filings have been made and the current FASTR configuration for each company as of September 30, 2010, will be added to the Commission's database as historical records. Once a baseline tariff filing has been made, pipelines are no longer required to submit records in FASTR format. However, companies that wish to update their FASTR records for past periods may submit an electronic version in the FASTR ASCII file format as an attachment.

[FR Doc. 2010-12860 Filed 5-27-10; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. TS04-179-000; TS10-1-000]

Cross-Sound Cable Company, LLC; Notice of Filing

May 21, 2010.

Take notice that on December 18, 2009, Cross-Sound Cable Company, LLC filed a motion notifying the Commission of certain changed circumstances and seeking confirmation that is still entitled to waiver of the standards of conduct requirements of Part 358.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy

of that document on the Applicant and all the parties in this proceeding.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail FERCOnlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: 5 p.m. Eastern Time on June 4, 2010.

Kimberly D. Bose,
Secretary.

[FR Doc. 2010-12863 Filed 5-27-10; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. ER10-1281-000]

Hudson Transmission Partners, LLC; Notice of Filing

May 20, 2010.

Take notice that on May 19, 2010, Hudson Transmission Partners, LLC filed an application requesting the Commission to grant it a limited waiver of PJM Interconnection, LLC, and time to post deferred security under section 212.4(c) and Attachment O, section 6.5 of the PJM Open Access Transmission Tariff, PJM OATT 212.4(c), Att. O 6.5 (the *pro forma* ISA).

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the

comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail FERCOnlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: 5 p.m. Eastern Time on May 21, 2010.

Kimberly D. Bose,
Secretary.

[FR Doc. 2010-12854 Filed 5-27-10; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EL10-56-000]

Western Electric Coordinating Council; Notice of Institution of Proceeding and Refund Effective Date

May 20, 2010.

On May 20, 2010, the Commission issued an order that instituted a proceeding in Docket No. EL05-56-000, pursuant to section 206 of the Federal Power Act (FPA), 16 U.S.C. 824e, concerning the spot market energy price cap in the Western Electric Coordinating Council outside the California Independent System Operator Corporation. *Western Electric Coordinating Council*, 131 FERC ¶ 61,145 (2010).

The refund effective date in Docket No. EL10-56-000, established pursuant to section 206(b) of the FPA, will be the date of publication of this notice in the **Federal Register**.

Kimberly D. Bose,
Secretary.

[FR Doc. 2010-12855 Filed 5-27-10; 8:45 am]

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