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*Comment Date:* 5 p.m. Eastern time on Friday, April 9, 2010.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. 2010-7300 Filed 3-31-10; 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

March 26, 2010.

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.	File date	Presenter or requester
Prohibited:		
1. CP09-35-000 .....	3-22-10	Leslie and Dick Marchant.
2. CP09-54-000 .....	3-22-10	James J. Cleary.
3. CP09-54-000 .....	3-22-10	Marjorie Sill.
Exempt:		
1. CP09-54-000 .....	3-4-10	Hon. Michael B. Enzi.
2. P-739-022 .....	3-12-10	Brenda Winn.
3. P-2677-019 .....	3-24-10	Nicholas J. Utrup.
4. P-13266-000, <i>et al.</i> .....	3-22-10	Philip T. Feir.
5. P-13641-000 .....	3-10-10	Joe Nungaray.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. 2010-7305 Filed 3-31-10; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. OR10-8-000]

#### Whiting Oil and Gas Corporation; Notice of Request for Temporary Waiver of Tariff Filing and Reporting Requirements

March 26, 2010.

Take notice that on February 23, 2010, Whiting Oil and Gas Corporation (Whiting) tendered for filing an application for temporary waiver of the

filing and reporting requirements of section 6 and section 20 of the Interstate Commerce Act.

Whiting states that its pipeline is a small crude oil gathering line connecting wells in the Sanish Field in North Dakota to a delivery point to Nexen Pipeline USA, Inc. at the Robinson Lake Plant in Montrail County, North Dakota. Whiting further states that it owns 100 percent of the throughput gathered on the pipeline. Whiting also states that there are no intermediate points on the pipeline and that no third party has requested the construction of any such intermediate point or otherwise expressed interest in becoming a shipper on the pipeline.

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of

Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. 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. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the