Online service, please e-mail *FERCOnlineSupport@ferc.gov,* or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Comment Date: 5 pm Eastern Time on February 5, 2009.

Kimberly D. Bose,

Secretary.

[FR Doc. E9–2288 Filed 2–3–09; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 12646–001—Oklahoma]

City of Broken Bow, OK; Pine Creek Lake Dam Hydroelectric Project; Notice of Revised Restricted Service List for a Programmatic Agreement for Managing Properties Included in or Eligible for Inclusion in the National Register of Historic Places

January 28, 2009.

On November 17, 2008, the Federal Energy Regulatory Commission (Commission) issued notice of a proposed restricted service list for the preparation of a programmatic agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places at the Pine Creek Lake Dam Hydroelectric Project No. 126468. Rule 2010(d)(1) of the Commission's Rules of Practice and Procedure, 18 CFR 2010(d)(1) (2005), provides for the establishment of such a list for a particular phase or issue in a proceeding to eliminate unnecessary expense or improve administrative efficiency. Under Rule 2010(d)(4), persons on the official service list are to be given notice of any proposal to establish a restricted service list and an opportunity to show why they should also be included on the restricted service list or why a restricted service list should not be established.

On January 23, 2009, Willard B. Smith, consulting engineer for the applicant, responded to the notice, requesting to be included in the restricted service list. Under Rule 2010(d)(2), any restricted service list will contain the names of each person on the official service list, or the person's representative, who, in the judgment of the decisional authority establishing the list, is an active participant with respect to the phase or issue in the proceeding for which the list is established. Mr. Smith, as the applicant's consultant, has an identifiable interest in issues as they relate to the management of historic properties at the Pine Creek Lake Dam Project. Therefore, he will be added to the restrictive service list.

Accordingly, the restricted service list issued on November 17, 2008, for the Pine Creek Lake Dam Project No. 126468 is revised to add the following person: Willard B. Smith, P.E., CFM, HISINC, L.L.C., 28508 W. 41st Street South, Mannford, OK 74044.

Kimberly D. Bose,

Secretary.

[FR Doc. E9–2289 Filed 2–3–09; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP09–117–000]

El Paso Natural Gas Company; Notice of Technical Conference

January 28, 2009.

Take notice that the Commission will convene a technical conference in the above-referenced proceedings on Thursday, February 26, 2009, at 10 a.m. (EDT), in a room to be designated at the offices of the Federal Energy Regulatory Commission (Commission), 888 First Street, NE., Washington, DC 20426.

The Commission's December 30, 2008, Order [1] in Docket No. RP09–117–000 directed that a technical conference be held to address issues raised by El Paso Natural Gas Company's (El Paso) November 26, 2008, filing of its annual restatement of its Fuel and Lost and Unaccounted-For (L&U) percentages. Commission Staff and interested persons will have the opportunity to discuss all of the issues raised by El Paso's filing including but not limited to the issues raised in the protests. El Paso should be prepared to address all the concerns raised in the protests, and to provide, as necessary, additional support for its filing.

FERC conferences are accessible under section 508 of the Rehabilitation Act of 1973. For accessibility accommodations please send an e-mail to *accessibility@ferc.gov* or call toll free (866) 208–3372 (voice) or 202–502–8659 (TTY), or send a fax to 202–208–2106 with the required accommodations.

All interested persons are permitted to attend. For further information please contact Andrew Knudsen at (202) 502–6527 or e-mail *Andrew.Knudsen@ferc.gov*.

Kimberly D. Bose,

Secretary.

[FR Doc. E9–2283 Filed 2–3–09; 8:45 am]

BILLING CODE 6717–01–P

[1] *El Paso Natural Gas Company,* 125 FERC ¶ 61,372 (2008).

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. ER06–615–000; ER07–1257–000; ER08–1113–000]

California Independent System, Operator Corporation; Notice of FERC Staff Attendance

January 28, 2009.

The Federal Energy Regulatory Commission (Commission) hereby gives notice that on the following dates members of its staff will participate in teleconferences to be conducted by the California Independent System Operator (CAISO). The agenda and other documents for the teleconferences are available on the CAISO's Web site, *http://www.caiso.com.*

January 30, 2009—Teleconference on MRTU Pricing Review

February 2, 2009—Teleconference on MRTU Systems Testing

February 3, 2009—Teleconference on MRTU Parallel Operations

February 10, 2009—Teleconference on MRTU Parallel Operations

Sponsored by the CAISO, the teleconferences are open to all market participants, and Commission staff's attendance is part of the Commission's ongoing outreach efforts. The teleconferences may discuss matters at issue in the above captioned dockets.

For further information, contact Saeed Farrokhpay at *saeed.farrokhpay@ferc.gov*; (916) 294–0233 or Maury *Kruth at maury.kruth@ferc.gov*, (916) 294–0275.

Kimberly D. Bose,

Secretary.

[FR Doc. E9–2286 Filed 2–3–09; 8:45 am]

BILLING CODE 6717–01–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–8769–1]

Proposed Consent Decree, Clean Air Act Citizen Suit

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Proposed Consent Decree; Request for Public Comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended (''CAA'' or ''Act''), 42 U.S.C. 7413(g), notice is hereby given of a proposed consent decree to address a lawsuit filed by Environmental Integrity Project, Community Power & Development Association, Inc., Public Citizen's Texas Office, and Refinery Reform Campaign (collectively ''Plaintiffs'') in the United States District Court for the District of Columbia: *Environmental Integrity Project, et al.* v. *Johnson*, No.1:09–cv–00087 PLF, (D.D.C.). Plaintiffs filed a deadline suit to compel the Administrator to respond to an administrative petition seeking EPA's objection to a CAA Title V operating permit issued by the Texas Commission on Environmental Quality to Premcor Refining Group, Inc. (''Premcor'') for a refinery in Port Arthur, Texas. Under the terms of the proposed consent decree, EPA has agreed to respond to the petition by April 30, 2009.

DATES: Written comments on the proposed consent decree must be received by *March 6, 2008.*

ADDRESSES: Submit your comments, identified by Docket ID number EPA–HQ–OGC–2009–0049, online at *www.regulations.gov* (EPA's preferred method); by e-mail to *oei.docket@epa.gov*; by mail to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD–ROM should be formatted in Word or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

FOR FURTHER INFORMATION CONTACT: Leslie Darman, Office of General Counsel (Mail Code 2355A), U.S. Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone: (202) 564–5452; fax number (202) 564–5477; e-mail address: *darman.leslie@epa.gov*.

SUPPLEMENTARY INFORMATION:

I. Additional Information About the Proposed Consent Decree

This proposed consent decree would resolve a lawsuit seeking a response to an administrative petition to object to a CAA Title V permit issued by the Texas Commission on Environmental Quality to Premcor for a refinery in Port Arthur, Texas. Under the terms of the proposed consent decree, EPA has agreed to respond to the petition by April 30, 2009. In addition, the proposed consent decree states that within fifteen (15) business days EPA shall deliver notice of such action to the Office of the Federal Register for prompt publication.

For a period of thirty (30) days following the date of publication of this notice, the Agency will accept written comments relating to the proposed consent decree from persons who were not named as parties or intervenors to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, based on any comment submitted, that consent to this consent decree should be withdrawn, the terms of the decree will be affirmed.

II. Additional Information About Commenting on the Proposed Consent Decree

A. How Can I Get A Copy of the Consent Decree?

The official public docket for this action (identified by Docket ID No. EPA–HQ–OGC–2009–0049) contains a copy of the proposed consent decree. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the OEI Docket is (202) 566–1752.

An electronic version of the public docket is available through *www.regulations.gov*. You may use the *www.regulations.gov* to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Once in the system, select ''search,'' then key in the appropriate docket identification number.

It is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing online at *www.regulations.gov* without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. Information claimed as CBI and other information whose disclosure is restricted by statute is not included in the official public docket or in the electronic public docket. EPA's policy is that copyrighted material, including copyrighted material contained in a public comment, will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the EPA Docket Center.

B. How and to Whom Do I Submit Comments?

You may submit comments as provided in the **ADDRESSES** section. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked ''late.'' EPA is not required to consider these late comments.

If you submit an electronic comment, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment and with any disk or CD–ROM you submit. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. Any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

Use of the *www.regulations.gov* Web site to submit comments to EPA electronically is EPA's preferred method for receiving comments. The electronic public docket system is an ''anonymous access'' system, which means EPA will not know your identity, e-mail address, or other contact information unless you provide it in the body of your comment. In contrast to EPA's electronic public docket, EPA's electronic mail (e-mail) system is not an ''anonymous access'' system. If you send an e-mail comment directly to the Docket without going through *www.regulations.gov*, your e-mail address is automatically captured and included as part of the comment that is placed in the official public

docket, and made available in EPA's electronic public docket.

Dated: January 16, 2009.

Richard B. Ossias,

Associate General Counsel.

[FR Doc. E9–2341 Filed 2–3–09; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–8768–9]

Proposed Consent Decree, Clean Air Act Citizen Suit

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Proposed Consent Decree; Request for Public Comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended (''CAA''), 42 U.S.C. 7413(g), notice is hereby given of a proposed consent decree to address a lawsuit filed by Environmental Integrity Project, Refinery Reform Campaign, Citizens For Environmental Justice, and Suzie Canales (collectively ''Plaintiffs'') in the United States District Court for the District of Columbia: *Environmental Integrity Project, et al.* v. *Johnson,* No. 1:09–cv–00088 RJL (D.D.C.). Plaintiffs filed a deadline suit to compel the Administrator to respond to an administrative petition seeking EPA's objection to a CAA Title V operating permit issued by the Texas Commission on Environmental Quality to Citgo Refining and Chemicals Company (''Citgo'') for a refinery plant in Corpus Christi, Texas. Under the terms of the proposed consent decree, EPA has agreed to respond to the petition by April 30, 2009.

DATES: Written comments on the proposed consent decree must be received by March 6, 2009.

ADDRESSES: Submit your comments, identified by Docket ID number EPA–HQ–OGC–2009–0048, online at *www.regulations.gov* (EPA's preferred method); by e-mail to *oei.docket@epa.gov;* by mail to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD–ROM should be formatted in Word or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

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SUPPLEMENTARY INFORMATION:

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This proposed consent decree would resolve a lawsuit seeking a response to an administrative petition to object to a CAA Title V permit issued by the Texas Commission on Environmental Quality to Citgo for a refinery plant in Corpus Christi, Texas. Under the terms of the proposed consent decree, EPA has agreed to respond to the petition by April 30, 2009. In addition, the proposed consent decree states that within fifteen (15) business days EPA shall deliver notice of such action to the Office of the Federal Register for prompt publication.

For a period of thirty (30) days following the date of publication of this notice, the Agency will accept written comments relating to the proposed consent decree from persons who were not named as parties or intervenors to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, based on any comment submitted, that consent to this consent decree should be withdrawn, the terms of the decree will be affirmed.

II. Additional Information About Commenting on the Proposed Consent Decree

A. How Can I Get a Copy of the Consent Decree?

The official public docket for this action (identified by Docket ID No. EPA–HQ–OGC–2009–0048) contains a copy of the proposed consent decree. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the OEI Docket is (202) 566–1752.

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B. How and To Whom Do I Submit Comments?

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