

Dated: February 14, 2013.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2013-03957 Filed 2-20-13; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13563-002]

#### Juneau Hydropower, Inc.; Notice of Successive Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

On December 3, 2012, Juneau Hydropower, Inc., filed an application for a successive preliminary permit, pursuant to section 4(f) of the Federal Power Act (FPA), proposing to study the feasibility of the Sweetheart Lake Project located on Lower Sweetheart Lake and Sweetheart Creek in Juneau, Alaska. The sole purpose of a preliminary permit, if issued, is to grant the permit holder priority to file a license application during the permit term. A preliminary permit does not authorize the permit holder to perform any land-disturbing activities or otherwise enter upon lands or waters owned by others without the owners' express permission.

The proposed project would consist of the following facilities: (1) A new 275-foot-long, 105-foot-high concrete and rock face dam, including project intake facilities and a 125-foot-wide overflow spillway, constructed at the natural outlet of Lower Sweetheart Lake; (2) the existing Lower Sweetheart Lake, raised to a surface elevation of 628 feet above mean sea level, with a surface area of 1,701.5 acres and an active storage capacity of 94,069 acre-feet at the normal maximum water elevation; (3) a new 500-foot-long, 10-foot-diameter stream diversion tunnel that would be converted to reservoir outlet works after project construction; (4) a new 9,595-foot-long, 12-foot-diameter penstock diverting flow from the project intake to the powerhouse; (5) a new powerhouse containing three new 6.6-megawatt (MW), Francis generating units having a total installed capacity of 19.8 MW; (6) a tailrace consisting of a new 76-foot-wide to 22-foot-wide, 75-foot-long open afterbay; a new 225-foot-long, 12-foot-diameter tunnel extending from the afterbay to an outlet structure on a tributary to Sweetheart Creek; and an existing tributary stream channel, modified to a 100-foot-long, 35-foot-wide channel that will flow into

Sweetheart Creek; (7) new marine access facilities, including a dual-height marine ramp, floating docks for seaplane and boat access, and a staging area adjacent to the docks; (8) a new switchyard adjacent to the powerhouse; (9) a new 8.69-mile-long, 138-kilovolt transmission line, consisting of buried, submarine, and overhead segments; (10) a new 4,400-foot-long access road; and (11) appurtenant facilities. The proposed Sweetheart Lake Project would have an average annual generation of 111 gigawatt-hours.

*Applicant Contact:* Duff Mitchell, Business Manager, Juneau Hydropower, Inc. P.O. Box 22775, Juneau, AK 99802; email: [duff.mitchell@juneauhydro.com](mailto:duff.mitchell@juneauhydro.com); phone: (907) 789-2775.

*FERC Contact:* Jennifer Harper; phone: (202) 502-6136.

The original notice, issued on January 9, 2013, was not published in the Juneau newspaper in a timely manner. Therefore, the deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications has been extended to 60 days from the issuance of this notice. Competing applications and notices of intent must meet the requirements of 18 CFR 4.36. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at 1-866-208-3676, or for TTY, (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

More information about this project, including a copy of the application, can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13563) in the docket number field to access the document. For assistance, contact FERC Online Support.

Dated: February 14, 2013.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2013-03953 Filed 2-20-13; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 14418-000]

#### S. Martinez Livestock, Inc.; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

On May 31, 2012, and revised on July 30, 2012, S. Martinez Livestock, Inc. filed an application for a preliminary permit, pursuant to section 4(f) of the Federal Power Act (FPA), proposing to study the feasibility of the Cold Creek Valley Pumped Storage Project (project) to be located downstream of Priest Rapids dam on the Columbia River, in Yakima County, Washington. The sole purpose of a preliminary permit, if issued, is to grant the permit holder priority to file a license application during the permit term. A preliminary permit does not authorize the permit holder to perform any land-disturbing activities or otherwise enter upon lands or waters owned by others without the owners' express permission.

The proposed project would include a pumped storage facility and a traditional turbine-generator facility. The pumped storage facility would consist of: (1) A new upper reservoir in Cold Creek Valley; (2) a proposed intake structure including five 1,800-foot-long, 10-foot-diameter penstocks leading to the powerhouse located on the Columbia River downstream of Priest Rapids Dam; (3) a powerhouse with five 400 megawatt (MW) pump/turbine units with an installed capacity of approximately 2,000 MW; and (4) a 30-mile-long transmission line. The estimated annual generation of the pumped storage facility would be 86,430 megawatt hours. The turbine-generator facility would consist of: (1) an intake leading to a 200-foot-long, 5-foot-diameter penstock; and (2) a powerhouse with a 5-MW Francis turbine-generator unit. The estimated annual generation of the turbine generator unit would be 17,286 megawatt hours.

*Applicant Contact:* Mr. Daniel T. Martinez, S. Martinez Livestock, Inc., 13395 Hwy. 24, Moxee, WA 98936; phone: (541) 298-3300.

*FERC Contact:* James Hastreiter; phone: (202) 552-2760.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice. Competing applications and notices of intent must meet the requirements of 18 CFR 4.36. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at 1-866-208-3676, or for TTY, (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

More information about this project, including a copy of the application, can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-14418) in the docket number field to access the document. For assistance, contact FERC Online Support.

Dated: February 14, 2013.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. 2013-03952 Filed 2-20-13; 8:45 am]

BILLING CODE 6717-01-P

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OA-2013-0065; FRL-9784-1]

### Access by EPA Contractors to Information Claimed as Confidential Business Information (CBI) Submitted Under Title II of the Clean Air Act and Related to the Nonroad Diesel Engine Program

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** EPA's Office of Transportation and Air Quality (OTAQ)

plans to authorize various contractors to access information which was submitted to EPA under Title II of the Clean Air Act that may be claimed as, or may be determined to be, confidential business information (CBI). Access to this information, which is related to the Nonroad Diesel Engine Program will begin on February 22, 2013.

**DATES:** EPA will accept comments on this Notice through February 26, 2013.

**FOR FURTHER INFORMATION CONTACT:** Elizabeth Kopits, Environmental Protection Agency, 1200 Pennsylvania Avenue NW., Mail Code: 1809T, Washington, DC 20460; telephone number: 202-566-2299; fax number: 202-566-2338; email address: [Kopits.elizabeth@epa.gov](mailto:Kopits.elizabeth@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Does this notice apply to me?

This action is directed to the general public. However, this action may be of particular interest to parties who manufacture nonroad diesel engines and equipment and any other parties subject to the regulations found in 40 CFR parts 89 and 1039.

This **Federal Register** notice may be of particular relevance to parties that have submitted data under the above-listed programs or systems. Since other parties may also be interested, the Agency has not attempted to describe all the specific parties that may be affected by this action. If you have further questions regarding the applicability of this action to a particular party, please contact the person listed in **FOR FURTHER INFORMATION CONTACT**.

##### II. How can I get copies of this document and other related information?

###### A. Electronically

EPA has established a public docket for this **Federal Register** notice under Docket EPA-HQ-OA-2013-0065.

All documents in the docket are identified in the docket index available at <http://www.regulations.gov>. Although listed in the index, some information is not publicly available, such as confidential business information (CBI) or other information for which disclosure is restricted by statute. Certain materials, such as copyrighted material, will only be available in hard copy at the EPA Docket Center.

###### B. EPA Docket Center

Materials listed under Docket EPA-HQ-OA-2013-0065 will be available for public viewing at the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Avenue NW., Washington, DC 20460. 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 Reading Room is (202) 566-1744.

### III. Description of Programs and Potential Disclosure of Information Claimed as Confidential Business Information (CBI) to Contractors

EPA's Office of Transportation and Air Quality (OTAQ) has responsibility for protecting public health and the environment by regulating air pollution from motor vehicles, engines, and the fuels used to operate them, and by encouraging travel choices that minimize emissions. In order to implement various Clean Air Act programs, and to permit regulated entities flexibility in meeting regulatory requirements (e.g., compliance on average), we collect compliance reports and other information from them. Occasionally, the information submitted is claimed to be confidential business information (CBI). Information submitted under such a claim is handled in accordance with EPA's regulations at 40 CFR part 2, subpart B and in accordance with EPA procedures, including comprehensive system security plans (SSPs) that are consistent with those regulations. When EPA has determined that disclosure of information claimed as CBI to contractors is necessary, the corresponding contract must address the appropriate use and handling of the information by the contractor and the contractor must require its personnel who require access to information claimed as CBI to sign written non-disclosure agreements before they are granted access to data.

In accordance with 40 CFR 2.301(h), we have determined that the contractors, subcontractors, and grantees (collectively referred to as "contractors") listed below require access to CBI submitted to us under the Clean Air Act and in connection with the nonroad diesel engine program and we are providing notice and an opportunity to comment. OTAQ collects this data in order to monitor compliance with the nonroad diesel engine program and to permit regulated parties flexibility in meeting regulatory requirements through the trading of RINs. We are issuing this **Federal Register** notice to inform all affected submitters of information that we plan to grant access to material that may be claimed as CBI to the contractors identified below on a need-to-know basis.

Under Contract Number EP-W-11-003, Abt Associates, 4550 Montgomery