

Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

s. *Agency Comments*—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One Copy of an agency's comments must also be sent to the Applicant's representatives.

David P. Boergers,  
Secretary.

[FR Doc. 01-12323 Filed 5-15-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application Accepted for Filing and Soliciting Motions To Intervene, Protests, and Comments

May 10, 2001.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Type of Application*: Preliminary Permit.

b. *Project No.*: 11948-000.

c. *Date Filed*: April 10, 2001.

d. *Applicant*: Symbiotics, LLC.

e. *Name of Project*: Agency Valley Dam Project.

f. *Location*: On the Malheur River, in Malheur County, Oregon. Would utilize the existing Bureau Of Reclamation's Agency Valley Dam.

g. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. §§ 791(a)-825(r).

h. *Applicant Contact*: Mr. Brent L. Smith, President, Northwest Power Services, Inc., P.O. Box 535, Rigby, ID 83442, (208) 745-8630.

i. *FERC Contact*: Robert Bell, (202) 219-2806.

j. *Deadline for filing motions to intervene, protests and comments*: 60 days from the issuance date of this notice.

*All documents (original and eight copies) should be filed with*: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Comments, motions to intervene, and protests may be electronically filed via the internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.fed.us/efi/doorbell.htm>. Please include the project number (P-11948-000) on any comments or motions filed.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. *Description of Project*: The proposed project using the Bureau Of Reclamation's Agency Valley Dam and impoundment would consist of: (1) A proposed intake structure (2) two proposed 150-foot-long, 3-foot-diameter steel penstock; (3) a proposed powerhouse containing two generating units having a total installed capacity of 2 MW; (4) a proposed 0.25-mile-long, 15-kV transmission line; and (5) appurtenant facilities.

The project would have an annual generation of 13.1 GWh that would be sold to a local utility.

l. A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE., Room 2A, Washington, DC 20426, or by calling (202) 208-1371. The application may be viewed on <http://www.ferc.fed.us/online/rims.htm> (call (202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the address in item h above.

m. *Preliminary Permit*—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit

application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

n. *Preliminary Permit*—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

o. *Notice of intent*—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

p. *Proposed Scope of Studies under Permit*—A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

q. *Comments, Protests, or Motions to Intervene*—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

r. *Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT

TO FILE COMPETING APPLICATION," "COMPETING APPLICATION", "PROTEST", "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

s. *Agency Comments*—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

**David P. Boergers,**  
*Secretary.*

[FR Doc. 01-12324 Filed 5-15-01; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6981-2]

### Notice of Approval of Prevention of Significant Deterioration (PSD) Permit to Midway Sunset Cogeneration Company (Permit No. SJ-00-01)

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

**ACTION:** Notice.

**SUMMARY:** EPA Region 9 is hereby providing notice that it issued PSD permit to Midway Sunset Cogeneration Company.

The permit (Authority to Construct) was issued on April 20, 2001. Since no comments were received during the public comment period and the proposed permit conditions were not changed in the final permit, the final permit became effective immediately. The proposed Western Midway Sunset Cogeneration Project (WMSCP) will be located adjacent to an existing 225 MW Midway Sunset Cogeneration Plant (MSCP) in western Kern County near

the communities of Fellows and McKittrick in California. The proposed WMSCP is a natural gas-fired combined cycle power plant, with a nominal electrical output of 500 MW. The proposed facility is subject to PSD for Carbon Monoxide (CO). The permit includes the Best Available Control Technology (BACT) emission limit of 4 ppmvd (three-hour averaging at 15% O<sub>2</sub>). Continuous emission monitoring is required for NO<sub>x</sub>, CO and O<sub>2</sub>. To limit SO<sub>x</sub> emissions, the fuel type is limited to the use of pipeline-quality natural gas. The proposed plant is also subject to New Source Performance Standards, Subparts A and GG, and the Acid Rain program under title IV of the Clean Air Act.

Concurrently, on April 20, 2001, we issued a revised PSD permit for the existing power plant (Permit No. SJ-87-01) to allow it to retrofit its three existing turbines with low NO<sub>x</sub> burners.

**FOR FURTHER INFORMATION CONTACT:** If you have any questions or would like a copy of the permits, please contact Nahid Zoueshtiagh at (415) 744-1261. You may also contact us by mail at: Permits Office (Air-3), U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105.

*Judicial Review:* No comments were received on the proposed permits and no appeals were filed concerning these permits before the Environmental Appeals Board pursuant to 40 CFR 124.19.

40 CFR 124.19(f)(2) requires notice of any final agency action regarding a PSD permit to be published in the **Federal Register**. Section 307(b)(1) of the Clean Air Act provides for review of final agency action that is locally or regionally applicable in the United States Court of Appeals for the appropriate circuit. Such a petition for review of final agency action must be filed within 60 days from the date of notice of such action in the **Federal Register**. (However, 40 CFR 124.19(f)(1) provides that, for purposes of judicial review under the Clean Air Act, final agency action occurs when a final PSD permit is issued or denied by EPA and agency review procedures are exhausted.)

Dated: May 8, 2001.

**Jack P. Broadbent,**

*Director, Air Division, Region IX.*

[FR Doc. 01-12358 Filed 5-15-01; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[OPP-00718; FRL-6783-1]

### Workshop Series on Bt Corn Insect Resistance Management Framework Development; Notice of Public Workshops

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

**ACTION:** Notice.

**SUMMARY:** EPA will hold a series of small expert group (about 15 people) workshops focusing on Bt corn insect resistance management (IRM). These workshops are designed to provide EPA with information on the following general topics: Pest simulation model design and validation, resistance monitoring and field survey techniques with validation, resistance monitoring program design and resistance control strategies (refuges, seed mixtures, etc.), and remedial action plans. Information from these workshops will be used to assist the Agency in the design and evaluation of effective insect resistance management strategies for Bt corn. EPA will provide a publically-available workshop report after all four workshops have been concluded.

**DATES:** The first workshop will be held on June 4-5, 2001, from 8 a.m. to 5 p.m. The second workshop will be held on July 26-27, 2001, from 8 a.m. to 5 p.m.

Requests to participate in the workshops must be received on or before May 31, 2001, for the first workshop and July 23, 2001, for the second workshop.

**ADDRESSES:** The workshops will be held at EPA's Conference Center, WIC 1 North, Waterside Mall, 401 M St., SW., Washington DC 20460. Space is limited.

Requests to participate may be submitted by mail, electronically, or in person. Please follow the detailed instructions for each method as provided in Unit II. of the

**SUPPLEMENTARY INFORMATION.** To ensure proper receipt by EPA, your request must identify docket control number OPP-00718 in the subject line on the first page of your response.

**FOR FURTHER INFORMATION CONTACT:** John Glaser, National Risk Management Research Laboratory, Environmental Protection Agency, 26 W. King Dr., Cincinnati, OH 45268; telephone number: (513) 569-7568; fax number: (513) 487-2511; e-mail address: glaser.john@epa.gov.

**SUPPLEMENTARY INFORMATION:**