

**SUMMARY:**

On November 20, 2001 the Chairman of CITA received a petition from Itochu International, Inc. on behalf of Symphony Fabrics and Unifi Inc., alleging that cuprammonium rayon filament yarn, classified in subheading 5403.39 of the Harmonized Tariff Schedule of the United States (HTSUS), cannot be supplied by the domestic industry in commercial quantities in a timely manner. It requests that apparel articles of U.S. formed fabric of such yarn be eligible for preferential treatment under the AGOA and CBTPA. CITA hereby solicits public comments on this request, in particular with regard to whether cuprammonium rayon filament yarn can be supplied by the domestic industry in commercial quantities in a timely manner. Comments must be submitted by December 11, 2001 to the Chairman, Committee for the Implementation of Textile Agreements, Room 3001, United States Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

**BACKGROUND:** The AGOA and the CBTPA provide for quota- and duty-free treatment for qualifying textile and apparel products. Such treatment is generally limited to products manufactured from yarns or fabrics formed in the United States or a beneficiary country. The AGOA and the CBTPA also provide for quota- and duty-free treatment for apparel articles that are both cut (or knit-to-shape) and sewn or otherwise assembled in one or more AGOA or CBTPA beneficiary countries from fabric or yarn that is not formed in the United States or a beneficiary country, if it has been determined that such fabric or yarns cannot be supplied by the domestic industry in commercial quantities in a timely manner and the President has proclaimed such treatment. In Executive Order No. 13191, the President delegated to CITA the authority to determine whether yarns or fabrics cannot be supplied by the domestic industry in commercial quantities in a timely manner under the AGOA and the CBTPA and directed CITA to establish procedures to ensure appropriate public participation in any such determination. On March 6, 2001, CITA published procedures that it will follow in considering requests. (66 FR 13502).

On November 20, 2001 the Chairman of CITA received a petition from Itochu International, Inc. on behalf of Symphony Fabrics and Unifi Inc., alleging that cuprammonium rayon filament yarn, classified in HTSUS subheading 5403.39 cannot be supplied

by the domestic industry in commercial quantities in a timely manner and requesting quota- and duty-free treatment under the AGOA and CBTPA for apparel articles that are both cut (or knit-to-shape) and sewn or otherwise assembled in one or more AGOA or CBTPA beneficiary countries from U.S. formed fabric of such yarn.

CITA is soliciting public comments regarding this request, particularly with respect to whether this yarn can be supplied by the domestic industry in commercial quantities in a timely manner. Also relevant is whether other yarns that are supplied by the domestic industry in commercial quantities in a timely manner are substitutable for the yarn for purposes of the intended use. Comments must be received no later than December 11, 2001. Interested persons are invited to submit six copies of such comments or information to the Chairman, Committee for the Implementation of Textile Agreements, room 3100, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, DC 20230.

If a comment alleges that cuprammonium rayon filament yarn can be supplied by the domestic industry in commercial quantities in a timely manner, CITA will closely review any supporting documentation, such as a signed statement by a manufacturer of the yarn stating that it produces the yarn that is in the subject of the request, including the quantities that can be supplied and the time necessary to fill an order, as well as any relevant information regarding past production.

CITA will protect any business confidential information that is marked business confidential from disclosure to the full extent permitted by law. CITA will make available to the public non-confidential versions of the request and non-confidential versions of any public comments received with respect to a request in room 3100 in the Herbert Hoover Building, 14th and Constitution Avenue, N.W., Washington, DC 20230. Persons submitting comments on a request are encouraged to include a non-confidential version and a non-confidential summary.

**D. Michael Hutchinson,**

*Acting Chairman, Committee for the Implementation of Textile Agreements.*

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**DEPARTMENT OF ENERGY**

[Docket No. EA-98-H]

**Application for Electricity Export Authorization; Western Systems Power Pool**

**AGENCY:** Office of Fossil Energy, DOE.

**ACTION:** Notice of application.

**SUMMARY:** The Western Systems Power Pool (WSPP) has filed an application on behalf of certain of its members to renew the electricity export authorization issued September 5, 1996, in Order EA-98-C.

**DATES:** Comments, protests or requests to intervene must be submitted on or before December 11, 2001.

**ADDRESSES:** Comments, protests or requests to intervene should be addressed as follows: Office of Coal & Power Import/Export; (FE-27), Office of Coal & Power, Office of Fossil Energy, Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585. (FAX 202-287-5736).

**FOR FURTHER INFORMATION CONTACT:** Steven Mintz (Program Office) 202-586-9506 or Michael Skinker (Program Attorney) 202-586-6667.

**SUPPLEMENTARY INFORMATION:** Exports of electricity from the United States to a foreign country are regulated and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e)).

On September 5, 1996, in Docket EA-98-C, the Office of Fossil Energy (FE) of the Department of Energy (DOE) authorized 42 members of the WSPP to export electric energy to Canada. In several later proceedings in the EA-98 docket, the list of authorized member-exporters was modified to add, delete, or reflect corporate name changes. The most recent order in the docket, EA-98-G, authorized 49 member companies to transmit electric energy to Canada. The international transmission facilities utilized for these exports are the owned and operated by the Bonneville Power Administration, also a WSPP member. The facilities consist of two 500-kV transmission lines at Blaine, Washington, and one 230-kV transmission line at Nelway, British Columbia, that interconnect with facilities of BC Hydro, and one 230-kV line, also at Nelway, connecting to West Kootenay Power, Limited. The construction and operation of these international transmission facilities was previously authorized by Presidential Permits PP-10, PP-46, and PP-36, respectively. The WSPP authorization to

export electric energy to Canada expired on September 5, 2001.

On August 8, 2001, WSPP submitted, on behalf of certain member companies, an application to renew the electricity export authorization contained in Order EA-98-C. That application was further supplemented on August 17, 2001. The following 21 WSPP member companies now seek authorization to export electric energy to Canada: Aquila Power Corporation; Avista Corporation; Avista Energy, Inc.; Candela Energy Corporation; Edison Mission Marketing and Trading, Inc.; El Paso Electric Company; El Paso Merchant Energy, L.P.; Enron Power Marketing, Inc.; Idaho Power Company; Kansas City Power & Light; Pacific Gas and Electric Company; PacifiCorp; PanCanadian Energy Services, Inc.; Powerex Corporation; Pacific Northwest Generating Cooperative; Puget Sound Energy; Southern California Edison Company; TransAlta Energy Marketing (U.S.) Inc.; TransCanada Energy Ltd.; Tucson Electric Power Company; and UtiliCorp United, Inc.

#### Procedural Matters

Any persons desiring to become a party to this proceeding or to be heard by filing comments or protests to this application should file a petition to intervene, comment or protest at the address provided above in accordance with 385.211 or 385.214 of the FERC's rules of practice and procedures (18 CFR 385.211, 385.214). Fifteen copies of such petitions and protests should be filed with the DOE on or before the date listed above. Additional copies are to be filed directly with: Michael E. Small, General Counsel to the WSPP, Wright & Talisman, P.C., 1200 G Street, Suite 600, Washington, DC 20005-3802.

At the time this notice is being published, delivery of both regular and overnight mail to the Department of Energy headquarters building has been disrupted. DOE will consider facsimile transmissions to 202-287-5736, received before the closing date, as timely. Commenters should also submit original documents using traditional mail systems.

A final decision will be made on this application after the environmental impacts have been evaluated pursuant to the National Environmental Policy Act of 1969 and a determination is made by the DOE that the proposed action will not adversely impact on the reliability of the U.S. electric power supply system.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above.

Issued in Washington, DC, on November 19, 2001.

**Anthony J. Como,**

*Deputy Director, Electric Power Regulation, Office of Coal & Power Import/Export, Office of Coal & Power Systems, Office of Fossil Energy.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP01-612-001]

#### ANR Pipeline Company; Notice of Compliance Filing

November 19, 2001.

Take notice that on November 15, 2001, ANR Pipeline Company (ANR), tendered for filing an explanatory statement to address concerns raised by Indicated Shippers and Substitute Second Revised Sheet No. 86A. ANR requests that the substitute revised tariff sheet be made effective October 31, 2001.

ANR states that the tariff sheet and explanatory statement are being filed in compliance with the Commission's October 26, 2001 order accepting and suspending the tariff sheets subject to ANR providing additional information to address the issues raised by the Indicated Shippers regarding ANR's proposed Associated Liquefiabiles *pro forma Agreement*.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with section 385.211 of the Commission's rules and regulations. All such protests must be filed in accordance with section 154.210 of the Commission's regulations. 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 proceedings. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the

instructions on the Commission's web site under the "e-Filing" link.

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

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. PR02-3-000]

#### Bay Gas Storage Company, Ltd.; Notice of Petition for Rate Approval

November 19, 2001.

Take notice that on November 6, 2001, Bay Gas Storage Company, Ltd. (Bay Gas) filed, pursuant to section 284.123(b)(2) of the Commission's Regulations, a petition for rate approval requesting that the Commission approve: a firm transportation-only service rate of \$1.0123 per MMBtu and an interruptible transportation-only service rate of \$0.03328 per MMBtu for service on Bay Gas system. These rates will be applicable to the transportation of natural gas under section 311(a)(2) of the Natural Gas Policy Act of 1978 (NGPA).

Pursuant to section 284.123(b)(2)(ii), if the Commission does not act within 150 days of the date of this filing, the rates will be deemed to be fair and equitable and not in excess of an amount which interstate pipelines would be permitted to charge for similar transportation service. The Commission may, prior to the expiration of the 150 day period, extend the time for action or institute a proceeding to afford parties an opportunity for written comments and for the oral presentation of views, data, and arguments.

Any person desiring to participate in this rate proceeding must file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All motions must be filed with the Secretary of the Commission on or before December 4, 2001. This petition for rate approval is on file with the Commission and is available for public inspection. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18