

Docket Numbers: ER23-1033-000.
Applicants: New England Power Company.

Description: Tariff Amendment: 2023-02-01 Notice of Cancellation of LGIA with Deepwater Block Island Wind to be effective 1/1/2023.

Filed Date: 2/1/23.

Accession Number: 20230201-5191.

Comment Date: 5 p.m. ET 2/22/23.

Docket Numbers: ER23-1041-000.
Applicants: Florida Power & Light Company.

Description: § 205(d) Rate Filing: FPL Amendment to NITSA No. 332 with GTC to be effective 1/4/2023.

Filed Date: 2/3/23.

Accession Number: 20230203-5002.

Comment Date: 5 p.m. ET 2/24/23.

Docket Numbers: ER23-1042-000.
Applicants: Florida Power & Light Company.

Description: § 205(d) Rate Filing: FCA for Affected System Project Between FPL and DEF Q285 to be effective 1/18/2023.

Filed Date: 2/3/23.

Accession Number: 20230203-5003.

Comment Date: 5 p.m. ET 2/24/23.

Docket Numbers: ER23-1043-000.
Applicants: PJM Interconnection, L.L.C.

Description: § 205(d) Rate Filing: Amendment to ISA, SA No. 1442; Queue No. NQ-123 (amend) to be effective 1/19/2023.

Filed Date: 2/3/23.

Accession Number: 20230203-5017.

Comment Date: 5 p.m. ET 2/24/23.

Docket Numbers: ER23-1044-000.
Applicants: PJM Interconnection, L.L.C.

Description: § 205(d) Rate Filing: Original ISA, Service Agreement No. 6766; Queue No. AE2-241 to be effective 1/4/2023.

Filed Date: 2/3/23.

Accession Number: 20230203-5027.

Comment Date: 5 p.m. ET 2/24/23.

Docket Numbers: ER23-1045-000.
Applicants: Duke Energy Ohio, Inc., Duke Energy Kentucky, Inc., PJM Interconnection, L.L.C.

Description: § 205(d) Rate Filing: Duke Energy Ohio, Inc. submits tariff filing per 35.13(a)(2)(iii); DEOK submits revisions to OATT Att. H-22A Depreciation Rates to be effective 1/1/2023.

Filed Date: 2/3/23.

Accession Number: 20230203-5086.

Comment Date: 5 p.m. ET 2/24/23.

Docket Numbers: ER23-1046-000.
Applicants: Nittany Energy, LLC.

Description: Notice of Cancellation of Market Based Rate Tariff of Nittany Energy, LLC.

Filed Date: 2/2/23.

Accession Number: 20230202-5149.

Comment Date: 5 p.m. ET 2/23/23.

Take notice that the Commission received the following qualifying facility filings:

Docket Numbers: QF23-284-000.

Applicants: WED Coventry Five, LLC.

Description: Refund Report of WED Coventry Five, LLC.

Filed Date: 2/1/23.

Accession Number: 20230201-5265.

Comment Date: 5 p.m. ET 2/22/23.

The filings are accessible in the Commission's eLibrary system (<https://elibrary.ferc.gov/idmws/search/fercgensearch.asp>) by querying the docket number.

Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: <http://www.ferc.gov/docs-filing/efiling/filing-req.pdf>. For other information, call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Dated: February 3, 2023.

Debbie-Anne A. Reese,

Deputy Secretary.

[FR Doc. 2023-02762 Filed 2-8-23; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 6066-039]

McCallum Enterprises I, Limited Partnership; Notice of Application for Filing and Soliciting Comments, Motions To Intervene, and Protests

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

a. *Application Type:* Amendment of License.

b. *Project No:* P-6066-039.

c. *Date Filed:* June 25, 2021.

d. *Applicants:* McCallum Enterprises I, Limited Partnership and Shelton Canal Company (licensees).

e. *Name of Projects:* Derby Dam Hydroelectric Project.

f. *Locations:* The project is located on the Housatonic River in New Haven and Fairfield counties, Connecticut.

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

h. *Applicant Contact:* Mr. Joseph W. Szarmach, Jr., Managing Partner, McCallum Enterprises I, Limited Partnership, 2874 Main Street, Stratford, CT 06614; telephone: (203) 386-1745 and email joseph.szarmach@gmail.com.

i. *FERC Contact:* Marybeth Gay, (202) 502-6125, Marybeth.Gay@ferc.gov.

j. *Deadline for filing comments, motions to intervene, and protests:* March 6, 2023.

The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission's eFiling system at <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, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852. The first page of any filing should include docket number P-6066-039. Comments emailed to Commission staff are not considered part of the Commission record.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor 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 Request:* The licensees propose to amend the license to remove the Derby Development from the project description, and to revise the project boundary to remove the Derby powerhouse, Derby canal, and tailrace. The canal gatehouse serves as a water

retaining structure and contributes to the ability to maintain the impoundment and would, therefore, remain within the project boundary. Due to non-project oil contamination, the licensees previously ceased operation at the Derby Development, in cooperation with the U.S. Environmental Protection Agency (EPA). The EPA would permanently fill and abandon in place the water passage system associated with the hydroelectric facilities, and the licensees have removed the turbine to permit the EPA's access and remediation activities. The removal of the non-operational facility would result in a decrease in authorized capacity from 8.5 megawatts (MW) to 7.8 MW.

l. *Locations of the Application:* This filing may be viewed on the Commission's website 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. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 1-866-208-3676 or email FERCOnlineSupport@ferc.gov, for TTY, call (202) 502-8659. Agencies may obtain copies of the application directly from the applicant.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. *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, respectively. 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.

o. *Filing and Service of Documents:* Any filing must (1) bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE" as applicable; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person commenting, protesting or intervening; and (4) otherwise comply with the

requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 385.2010.

Dated: February 3, 2023.

Kimberly D. Bose,
Secretary.

[FR Doc. 2023-02750 Filed 2-8-23; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OGC-2023-0046; FRL-10610-01-OGC]

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 the Clean Air Act, as amended (CAA or the Act), notice is given of a proposed consent decree in *Environmental Integrity Project, et al. v. Regan*, No. 1:22-cv-2243 (D.D.C.). On July 29, 2022, Plaintiffs Environmental Integrity Project, Chesapeake Climate Action Network, and Sierra Club filed a complaint in the United States District Court for the District of Columbia, alleging that the Environmental Protection Agency (EPA or the Agency) failed to perform certain non-discretionary duties in accordance with the Act to timely review and, if necessary, revise, the methods ("emission factors") used to estimate the quantity of emissions of carbon monoxide, volatile organic compounds, and oxides of nitrogen for municipal solid waste landfills. EPA is providing notice of this proposed consent decree, which would resolve all claims in the case by establishing deadlines for EPA to review and, if necessary, revise these emission factors for municipal solid waste landfills.

DATES: Written comments on the proposed consent decree must be received by March 13, 2023.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-HQ-OGC-2023-0046, online at <https://www.regulations.gov> (EPA's preferred method). Follow the online instructions for submitting comments.

Instructions: All submissions received must include the Docket ID number for this action. Comments received may be posted without change to <https://www.regulations.gov>, including any personal information provided. For detailed instructions on sending comments and additional information on the rulemaking process, see the "Additional Information about Commenting on the Proposed Consent Decree" heading under the **SUPPLEMENTARY INFORMATION** section of this document.

FOR FURTHER INFORMATION CONTACT: Hali Kerr, Air and Radiation Law Office, Office of General Counsel, U.S. Environmental Protection Agency; telephone (202) 564-2286; email address Hali.Kerr@epa.gov.

SUPPLEMENTARY INFORMATION:

I. Obtaining a Copy of the Proposed Consent Decree

The official public docket for this action (identified by Docket ID No. EPA-HQ-OGC-2023-0046) 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.

The electronic version of the public docket for this action contains a copy of the proposed consent decree and is available through <https://www.regulations.gov>. You may use <https://www.regulations.gov> to submit or view public comments, access the index listing of the contents of the official public docket, and access those documents in the public docket that are available electronically. Once in the system, key in the appropriate docket identification number then select "search."

II. Additional Information About the Proposed Consent Decree

On July 29, 2022, Plaintiffs Environmental Integrity Project, Chesapeake Climate Action Network, and Sierra Club filed a complaint in the United States District Court for the District of Columbia, alleging that the Environmental Protection Agency failed to perform certain non-discretionary duties in accordance with the Act to timely review and, if necessary, revise,