

**DEPARTMENT OF ENERGY****Federal Energy Regulatory  
Commission****Combined Notice of Filings**

Take notice that the Commission has received the following Natural Gas Pipeline Rate and Refund Report filings:

**Filings Instituting Proceedings**

*Docket Numbers:* RP24–691–000.

*Applicants:* El Paso Natural Gas Company, L.L.C.

*Description:* Compliance filing: Penalty Crediting Report for 2023 to be effective N/A.

*Filed Date:* 4/25/24.

*Accession Number:* 20240425–5129.

*Comment Date:* 5 p.m. ET 5/7/24.

Any person desiring to intervene, to protest, or to answer a complaint in any of the above proceedings must file in accordance with Rules 211, 214, or 206 of the Commission's Regulations (18 CFR 385.211, 385.214, or 385.206) 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.

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

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.

The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, environmental justice communities, Tribal members and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502–6595 or [OPP@ferc.gov](mailto:OPP@ferc.gov).

Dated: April 25, 2024.

**Debbie-Anne A. Reese,**  
*Acting Secretary.*

[FR Doc. 2024–09442 Filed 4–30–24; 8:45 am]

**BILLING CODE 6717–01–P**

**ENVIRONMENTAL PROTECTION  
AGENCY**

[EPA–HQ–OGC–2024–0145; FRL–11854–02–OGC]

**Proposed Consent Decree, Clean  
Water Act Claim; Reopening of the  
Comment Period**

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

**ACTION:** Notice of proposed consent decree; reopening of public comment period.

**SUMMARY:** The Environmental Protection Agency (EPA) provided notice of a proposed consent decree in *Sierra Club, et al. v. EPA, et al.*, No. 3:24–cv–00130 (S.D.W. Va. 2024) on March 29, 2024. The EPA is reopening the public comment period for this proposed consent decree.

**DATES:** The comment period for the proposed consent decree published on March 29, 2024, at 89 FR 22140, is reopened. Written comments on the proposed consent decree must be received by May 31, 2024.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA–HQ–OGC–2024–0145 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, see the "Additional Information About Commenting on the Proposed Consent Decree" heading under the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** Elise O'Dea, Water Law Office, Office of General Counsel, U.S. Environmental Protection Agency; telephone: (202) 564–4201; email address: [odea.elise@epa.gov](mailto:odea.elise@epa.gov).

**SUPPLEMENTARY INFORMATION:****I. Additional Information About the  
Proposed Consent Decree**

On March 18, 2024, Sierra Club, the West Virginia Highlands Conservancy, Inc., and the West Virginia Rivers Coalition, Inc. (collectively, "Plaintiffs") filed a complaint in Federal district court asserting that EPA failed to perform a mandatory duty under the Clean Water Act (CWA) to establish total maximum daily loads (TMDLs) for certain waters located in the Lower Guyandotte River Watershed in West

Virginia that are biologically impaired due to ionic toxicity (Ionic Toxicity TMDLs). This complaint followed Plaintiffs' submission to EPA of a Notice of Intent to Sue (NOI) on March 21, 2023. Following submission of the NOI, Plaintiffs and EPA initiated settlement discussions, which resulted in the proposed consent decree. Under the consent decree, EPA would be obligated to establish Ionic Toxicity TMDLs for 11 waterbody segments in the Lower Guyandotte River Watershed by January 15, 2025. In exchange, Plaintiffs would permanently release any and all claims against EPA that the Agency must establish ionic toxicity TMDLs for any other waterbody segments within the Lower Guyandotte River Watershed except for six identified waterbody segments and any waterbody segments that are listed as biologically impaired for the first time after June 1, 2023. For those six waterbody segments and any waterbody segments listed as biologically impaired for the first time after June 1, 2023, Plaintiffs would refrain from bringing any such claims against EPA until January 15, 2039. Further, Plaintiffs would not bring such claims against EPA for any West Virginia waterbody segment outside the Lower Guyandotte River Watershed until after January 15, 2025.

In accordance with the EPA Administrator's March 18, 2022, memorandum regarding "Consent Decrees and Settlement Agreements to resolve Environmental Claims Against the Agency," the EPA provided notice of the proposed consent decree in *Sierra Club, et al. v. EPA, et al.*, No. 3:24–cv–00130 (S.D.W. Va. 2024) on March 29, 2024. 89 FR 22140–41. The EPA is reopening the public comment period. Written comments on the proposed consent decree must now be received by May 31, 2024. EPA seeks public input prior to its final decision-making with regard to potential settlement of the litigation. EPA will accept written comments relating to the proposed consent decree from persons who are not parties to the litigation. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments received disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the CWA.