

**DEPARTMENT OF ENERGY**

[Docket No. EA-266]

**Application to Export Electric Energy; Entergy-Koch Trading, LP****AGENCY:** Office of Fossil Energy, DOE.**ACTION:** Notice of application.

**SUMMARY:** Entergy-Koch Trading, LP (EKT) has applied for authority to transmit electric energy from the United States to Canada pursuant to section 202(e) of the Federal Power Act. In this application Entergy-Koch Trading, LP has asked for export authority for a five (5) year term.

**DATES:** Comments, protests or requests to intervene must be submitted on or before July 8, 2002.

**ADDRESSES:** Comments, protests or requests to intervene should be addressed as follows: Office of Coal & Power Import/Export (FE-27), Office of Fossil Energy, U.S. Department of Energy, 1000 Independence Avenue, SW, Washington, DC 20585-0350 (FAX 202-287-5736).

**FOR FURTHER INFORMATION CONTACT:** Rosalind Carter (Program Office) 202-586-7903 or Michael Skinker (Program Attorney) 202-586-2793.

**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 May 15, 2002, the Office of Fossil Energy (FE) of the Department of Energy (DOE) received an application from Entergy-Koch Trading, LP (EKT) to transmit electric energy from the United States to Canada. EKT is a limited partnership formed under the laws of Delaware with its principle place of business in Houston, Texas. EKT is a wholly-owned subsidiary of Entergy Koch, LP (EKLP). EKLP owns Entergy-Koch Trading, LP, Entergy-Koch Trading Ltd., and Gulf South Pipeline Company, LP. EKLP is a privately held corporation. EKT does not own or control any electric power generation or transmission facilities and does not have a franchised electric power service area in the United States. EKT operates as a power marketer and broker of electric power at wholesale and retail and provides services in related areas such as fuel supplies and transmission services.

EKT will purchase the power to be exported from electric utilities and Federal power marketing agencies within the United States and will arrange for the delivery of electric energy to Canada over the existing

international transmission facilities owned by Basin Electric Power Cooperative, Bonneville Power Administration, Citizen Utilities, Eastern Maine Electric Cooperative, International Transmission Company, Joint Owners of the Highgate Project, Long Sault, Inc., Maine Electric Power Company, Maine Public Service Company, Minnesota Power Inc., Minnkota Power Cooperative, New York Power Authority, Niagara Mohawk Power Corporation, Northern States Power, and Vermont Electric Transmission Company. The construction, operation, maintenance, and connection of each of the international transmission facilities to be utilized by EKT, as more fully described in the application, has previously been authorized by a Presidential permit issued pursuant to Executive Order 10485, as amended.

**Procedural Matters**

Any person 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 Federal Energy Regulatory Commission's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with DOE on or before the date listed above.

Comments on the EKT application to export electric energy to Canada should be clearly marked with Docket EA-266. Additional copies are to be filed directly with Monica J. Richards, Attorney, Entergy-Koch Trading, LP, 20 E. Greenway Plaza, Suite 700, Houston, Texas 77046.

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 or by accessing the Fossil Energy home page at <http://www.fe.de.gov>. Upon reaching the Fossil Energy home page, select "Regulatory Programs," then "Electricity Regulation," and then "Pending Proceedings" from the options menus.

Issued in Washington, DC, on June 4, 2002.

**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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**BILLING CODE 6450-01-P****ENVIRONMENTAL PROTECTION AGENCY**

[ER-FRL-6630-1]

**Environmental Impact Statements and Regulations; Availability of EPA Comments**

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at (202) 564-7167.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 12, 2002 (67 FR 17992).

**Draft EISs**

*ERP No. D-COE-E30042-FL* Rating LO, Broward County Shore Protection Project, Fill Placement in Segment II (Hillsboro Inlet to Port Everglades) and Segment III (Port Everglades to the south County Line), Broward County, FL.

*Summary:* EPA has no objections to the dredging proposal.

*ERP No. D-COE-E35021-FL* Rating EC2, Miami River Dredged Material Management Plan, River Sediments Dredging and Disposal Maintenance Dredging, Biscayne Bay, City of Miami, Miami-Dade County, FL.

*Summary:* EPA supported the environmental restoration of the Miami River system, but raised some concerns about the potential impacts of the restoration proposal. EPA also noted that a preliminary appraisal of this action would only be possible after assessing how the chosen contractor elects to carry out the constituent elements of the final Request for Proposals. EPA also recommended that a monitoring plan be developed and made part of any final project.

*ERP No. D-COE-J36052-ND* Rating EU3, Devils Lake Basin North Dakota Study, The Reduction of Flood Damages Related to the Rising Lake Levels and the Flood-Prone Areas Around Devils Lake and to Reduce the Potential for Natural Overflow Event, Sheyenne River and Red River of the North, ND.