

c. Further, should existing resources be able to participate in such a market?

8. How will the ITP ensure deliverability of adequacy resources?

a. Must resources be physically identified to meet the adequacy requirement?

b. Should liquidated damages contracts without specific resources identified be sufficient?

c. How should transmission rights to distant generation sources be allocated to meet the adequacy requirement?

9. What guidelines should the Regional State Advisory Committee (RSAC) follow in determining the planning horizons and adequacy procurement deadlines?

a. Should a ladder approach to procurement be allowed? This approach would require LSEs to procure an increasing percentage of their total adequacy requirement at intermediate points during the span of the planning horizon.

10. What should the RSAC process be to determine each region's adequacy requirement?

11. What should be the relationship between the RSAC and the ITP in the load forecasting and resource evaluation process?

12. How should each LSE's obligation be set in a fluid retail access environment? a. Should the adequacy product necessarily be liquid and fungible?

13. How can demand resources be measured to count equally toward adequacy requirements?

14. How can intermittent resources be evaluated to count appropriately toward adequacy?

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**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Project No. 2964-006]

**City of Sturgis, Michigan; Notice of Availability of Final Environmental Assessment**

November 15, 2002.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission's) regulations, 18 CFR part 380 (Order No.

486, 52 FR 47897), the Office of Energy Projects has reviewed the application for a new license for the Strugis Hydroelectric Project located on the St. Joseph River, in St Joseph County, Michigan, and has prepared a Final Environmental Assessment (FEA) for the project. In the FEA, the Commission's staff has analyzed the potential environmental effects of the project and has concluded that approval of the project, with appropriate environmental measures, would not constitute a major federal action significantly affecting the quality of the human environment.

A copy of the EA is on file with the Commission and is available for public inspection. The EA may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, call toll free 1-866-208-3676.

Any comments should be filed within 30 days from the issuance date of this notice and should be addressed to the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Room 1-A, Washington, DC 20426. Please affix "Sturgis Project No. 2964" to all comments. Comments may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's website under the "e-Filing" link. For further information, contact Patrick Murphy at (202) 502-8755.

**Linwood A. Watson, Jr.,**  
*Deputy Secretary.*

[FR Doc. 02-29719 Filed 11-20-02; 8:45 am]

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**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RM98-1-000]

**Regulations Governing Off-the-Record Communications; Public Notice**

November 15, 2002.

This constitutes notice, in accordance with 18 CFR 385.2201(h), of the receipt of exempt and prohibited off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive an exempt or a prohibited off-the-record communication relevant to the merits of a contested on-the-record proceeding, to deliver a copy of the communication, if written, or a summary of the substance of any oral communication, to the Secretary.

Prohibited communications will be included in a public, non-decisional file associated with, but not part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such requests only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication should serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications will be included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is a list of exempt and prohibited off-the-record communications recently received in the Office of the Secretary. These filings are available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For Assistance, call (202)502-8222 or for TTY, (202) 502-8659.

**Exempt**

Docket No.	Date filed	Presenter or requester
1. Project No. 2574-000 .....	11-08-02 .....	Bonnie Newson (Frank Winchell)
2. Project Nos. 10100-000 and 10416-000 .....	11-08-02 .....	Judith Leckrone Lee
3. CP01-384-000 .....	11-14-02 .....	Patricia A. Karkul