

submit questions, suggestions and requests to participate by Wednesday, April 13, 2005. Questions about the conference and workshop, including requests to participate, should be directed as follows:

Regarding Standards of Conduct: Demetra Anas, Office of Market Oversight and Investigations, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, 202-502-8178, [Demetra.Anas@ferc.gov](mailto:Demetra.Anas@ferc.gov).

Regarding market behavior rules: Ted Gerarden, Office of Market Oversight and Investigations, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, (202) 502-6187, [Ted.Gerarden@ferc.gov](mailto:Ted.Gerarden@ferc.gov).

**Magalie R. Salas,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Meeting, Notice of Vote, Explanation of Action Closing Meeting and List of Persons To Attend

April 6, 2005.

The following notice of meeting is published pursuant to section 3(a) of the Government in the Sunshine Act (Pub. L. 94-409), 5 U.S.C. 552b:

*Agency Holding Meeting:* Federal Energy Regulatory Commission.

*Date and Time:* April 13, 2005. (Within a relatively short time after the Commission's open meeting on April 13, 2005.)

*Place:* Room 3M 4A/B, 888 First Street, NE., Washington, DC 20426.

*Status:* Closed.

*Matters to be Considered:* Non-Public, Investigations and Inquiries, Enforcement Related Matters, and Security of Regulated Facilities.

*Contact Person for More Information:* Magalie R. Salas, Secretary, telephone (202) 502-8400.

Chairman Wood and Commissioners Brownell, Kelliher, and Kelly voted to hold a closed meeting on April 13, 2005. The certification of the General Counsel explaining the action closed the meeting is available for public inspection in the Commission's Public Reference Room at 888 First Street, NW., Washington, DC 20426.

The Chairman and the Commissioners, their assistants, the Commission's Secretary and her assistant, the General Counsel and members of her staff, and a stenographer are expected to attend the meeting. Other staff members from the Commission's program offices who will advise the Commissioners in the matters discussed will also be present.

**Linda Mitry,**

Deputy Secretary.

[FR Doc. 05-7491 Filed 4-11-05; 11:12 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RM98-1-000]

#### Records Governing Off-the Record Communications; Public Notice

April 5, 2005.

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

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

Prohibited communications are included in a public, non-decisional file associated with, but not a part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become a 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 a request only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication shall 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 are 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 off-the-record communications recently received in the Office of the Secretary. The communications listed are grouped by docket numbers in ascending order. 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 eLibrary (FERRIS) link. Enter the docket number, excluding the last three digits, in the docket number field to access the document. For assistance, please contact FERC, Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659.

## PROHIBITED

Docket No.	Date filed	Presenter or requester
1. CP04-36-000, CP04-41-000, CP04-42-000, and CP04-43-000.	3-22-05 .....	Daniel W. O'Connell. <sup>1</sup>
2. CP04-36-000, CP04-41-000, CP04-42-000, and CP04-43-000.	3-24-05 .....	Thomas J. McHenry.
3. CP04-36-000, CP04-41-000, CP04-42-000, and CP04-43-000.	3-28-05 .....	Claudia A. Cloutier. <sup>2</sup>
4. ER02-1656-000 .....	3-31-05 .....	Sean H. Gallagher.
5. RP00-70-007, RP00-70-008, and RP00-70-009 .....	3-29-05 .....	Greg McBride.

<sup>1</sup> One of thirty-four form letters filed March 22, 2005, in this docket.

<sup>2</sup> One of seven form letters filed March 28, 2005, in this docket.

## EXEMPT

Docket No.	Date filed	Presenter or requester
1. CP04-36-000, CP04-41-000, CP04-42-000, and CP04-43-000.	3-22-05 .....	Hon. Edward M. Lambert, Jr.
2. CP04-366-000, .....	3-25-05 .....	John Wisniewski.
3. CP04-386-000, and CP04-400-000 .....	3-25-05 .....	Jennifer Kerrigan.
4. CP05-49-000 .....	3-25-05 .....	Van T. Button.
5. Project No. 11858-002 .....	3-25-05 .....	Leroy Saunders.

**Magalie R. Salas,**  
Secretary.

[FR Doc. E5-1720 Filed 4-12-05; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of New System of Records

April 5, 2005.

**SUMMARY:** The Federal Energy Regulatory Commission (Commission or FERC), under the requirements of the Privacy Act of 1974, 5 U.S.C. 552a, is publishing a description of a new system of records.

**DATES:** Comments may be filed on or before 60 days after publication in the **Federal Register**.

**ADDRESSES:** Comments should be directed to the following address: Thomas R. Herlihy, Privacy Act Officer, Office of the Executive Director, Federal Energy Regulatory Commission, 888 First Street, NE., Room 11J-1, Washington, DC 20426.

**FOR FURTHER INFORMATION CONTACT:** Thomas R. Herlihy, Office of the Executive Director, Federal Regulatory Commission, 888 First Street, NE., Washington, DC 20426; 202-502-8300.

**SUPPLEMENTARY INFORMATION:** The Privacy Act of 1974, 5 U.S.C. 552a, requires that each agency publish a notice of the existence and character of each new or altered "system of records." 5 U.S.C. 552a(a)(5). This Notice identifies and describes the Commission's new system of records. There are no altered systems to report. A copy of this report has been distributed to the Speaker of the House of Representatives and the President of the Senate, as the Act requires.

The new system of records does not duplicate any existing agency systems. In accordance with 5 U.S.C. 552a(e)(4), the Commission lists below the following information about this system: Name; location; categories of individuals on whom the records are maintained; categories of records in the system; authority for maintenance of the

system; each routine use; the policies and practices governing storage, retrievability, access controls, retention, and disposal; the title and business address of the agency official responsible for the system of records; procedures for notification, access and contesting the records of each system; and the sources of the records in the system.

#### SYSTEM NAME:

National Finance Center Payroll Personnel System (NFC).

#### SYSTEM LOCATION:

Hard copies of personnel and timekeeping data, and payroll transactions and reports are located at the Federal Energy Regulatory Commission (FERC), Washington, DC 20426. Computerized data is located at the U.S. Department of Agriculture, National Finance Center, New Orleans, LA 70129.

#### CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All employees (Senior Executive Service and non-Senior Executive Service, bargaining unit and non-bargaining unit) employed by the Federal Energy Regulatory Commission.

#### CATEGORIES OF RECORDS IN THE SYSTEM:

All official personnel action and/or payroll transaction information on Commission employees.

#### AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 301, 2302(b)(20)(B), 2302(b)(10), 7311, 7313; Executive Order 10450; 5 CFR 731.103.

#### ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM INCLUDING CATEGORIES OF USERS AND THE PURPOSE OF SUCH USES:

To the Merit Systems Protection Board, the Office of Special Counsel, the Equal Employment Opportunity Commission, or the Federal Labor Relations Authority, in connection with functions vested in those agencies.

To a Congressional office in response to an inquiry made at the request of that individual.

To the Office of Management and Budget in connection with private relief legislation.

In litigation before a court or in an administrative proceeding being conducted by a Federal agency.

To the National Archives and Records Administration for records management inspections.

To Federal agencies as a data source for management information through the production of summary descriptive statistics and analytical studies in support of the functions for which the records are maintained for related studies.

#### POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING AND DISPOSING OF RECORDS IN THE SYSTEM:

##### STORAGE:

On paper in Official Folders located at FERC. Computerized on an IBM z900 mainframe with IBM Shark RAID DASD system for direct access storage, and STK 9840 tape silos for long term data storage which resides at the NFC.

##### RETRIEVABILITY:

Data can be retrieved by employee's social security number.

##### SAFEGUARDS:

The National Finance Center is located in a secured Federal complex. Within this secured building, the Computer Operations Center is located in a controlled access room. Specific employees have been identified as system and database administrators having specific responsibilities allowing access to FERC personnel and payroll data. Security is embedded within the software in both the operating system and at the application level. Individuals not granted access rights cannot view or change data. The database is monitored by software applications that provide audits of log-ins, both successful and failed.

Output documents from the system are maintained as hard copy documents by FERC's Human Resources Services Division and is safeguarded in secured cabinets located within a secured room.

#### SYSTEM MANAGER AND ADDRESS:

The Federal Energy Regulatory Commission and the USDA National Finance Center share responsibility for system management. The first point of