



DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RM98-1-000]

Records Governing Off-the-Record Communications; Public Notice

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 of the Commission, 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 by the Secretary of the Commission. 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. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659.

Prohibited:

| <u>Docket Nos.</u> | <u>File Date</u> | <u>Presenter or Requester</u> |
|--------------------|------------------|-------------------------------|
| 1. CP16-10-000 | 10-17-2023 | FERC Staff ¹ |
| 2. CP22-2-000 | 10-17-2023 | FERC Staff ² |
| 3. CP22-2-000 | 10-17-2023 | FERC Staff ³ |

Exempt:

| <u>Docket Nos.</u> | <u>File Date</u> | <u>Presenter or Requester</u> |
|--------------------|------------------|-------------------------------|
| 1. CP22-2-000 | 10-20-2023 | U.S. Senate ⁴ |

Dated: October 24, 2023.

Debbie-Anne A. Reese,

Deputy Secretary.

¹ Emailed comments dated 10/1/23 from William F. Limpert.

² Emailed comments from Kristen Sartor, and 10 other individuals.

³ Emailed comments from Alex Fay, and 10 other individuals.

⁴ Senators Jeffrey A. Merkley and Patty Murray.

