



1785 Massachusetts Ave., NW
Suite 100
Washington, DC 20036

May 31, 2009

Via eFiling

Ms. Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
Attn.: DHAC, PJ-12.2
888 First Street, NE
Washington, DC 20426

*Re: Notice of Surrender of Preliminary Permit
P-12666-000-Maine (Kennebec Tidal Energy Project)*

Dear Ms. Bose:

Maine Tidal Energy Company has conducted a review of the environmental sensitivity of the Kennebec River area site covered by the preliminary permit in the above referenced docket, and determined that insufficient development potential exists for pursuit of either a full development or pilot project there. Therefore, Maine Tidal does not intend to submit an NOI, PAD, or Pilot Project license application in the foreseeable future for this site. Accordingly, Maine Tidal hereby submits the enclosed Notice of Surrender of Preliminary Permit P-12666-000 for your consideration.

Please feel free to contact me at (202) 494-9232 if we can provide any additional information relative to this request. Maine Tidal's parent company, Oceana Energy Company, is completing similar reviews of its other preliminary permits, and will be providing further timely correspondence to you in the near future in this regard. Thank you for your consideration in this matter.

With regards,

/s/ Mike Hoover

Mike Hoover
General Counsel
Oceana Energy Company
On behalf of Maine Tidal Energy Company
1785 Massachusetts Ave, NW
Suite 100
Washington, DC 20036
202-494-9232
mikehoover@oceanaenergy.com

BEFORE THE FEDERAL ENERGY REGULATORY COMMISSION
Kennebec River Tidal Energy Project P-12666-000
NOTICE OF SURRENDER OF PRELIMINARY PERMIT

Maine Tidal files this Notice of Surrender of Preliminary Permit for Project P-12666-000 pursuant to 18 CFR 4.84. The Commission issued the preliminary permit for Project P-12666-000 on June 24, 2008 for a three year period. Maine Tidal has conducted investigations on the development potential of the site, and determined to forego pursuit of either a full development or pilot project there. Therefore, Maine Tidal does not intend to submit an NOI, PAD, or Pilot Project license application in the foreseeable future for this site. Accordingly, Maine Tidal respectfully requests that the Federal Energy Regulatory Commission approve the surrender of the preliminary permit for Project P-12666-000.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated on this 31st day of May, 2009.

/s/ Mike Hoover

Mike Hoover

President

Maine Tidal Energy Company