

(FPA). Section 10(e) of the FPA authorizes the Commission to collect annual charges from hydro power licenses for, among other things, the cost of administering Part I of the FPA and for use of administering the cost of United States dams. In addition, the Omnibus Budget Reconciliation Act of 1986 (OBRA) authorizes the Commission "to assess and collect fees and annual charges in any fiscal year in amounts equal to all the costs incurred by the Commission in that fiscal year." The information is collected annually and used to determine the amount of annual charges to be assessed licensees for reimbursable government administrative costs for the use of government dams.

5. *Respondent Description:* The respondent universe currently comprises on average, 660 applicants.

6. *Estimated Burden:* 1,320 total burden hours, 660 respondents, 1 response annually, 2 hours per response (average).

7. *Estimated Cost Burden to Respondents:* 1,320 hours ÷ 2,080, hours per year × \$109,889 per year = \$69,737, average cost per respondent = \$105.66.

**Statutory Authority:** Section 10(e) of the Federal Power Act (FPA), Part 1, 16 U.S.C. 803(e).

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-24214 Filed 9-16-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL99-46-001, et al.]

#### Capacity Benefit Margin, et al.; Electric Rate and Corporate Regulation Filings

September 10, 1999.

Take notice that the following filings have been made with the Commission:

##### 1. Capacity Benefit Margin

[Docket No. EL99-46-001]

Take notice that on August 12, 1999, North American Electric Reliability filed a response to the Commission's Order on Capacity Benefit Margin that was issued on July 28, 1999 in Docket No. EL99-46-000.

*Comment date:* October 1, 1999, in accordance with Standard Paragraph E at the end of this notice.

##### 2. Vitol Gas & Electric LLC

[Docket No. ER94-155-026]

Take notice that on September 9, 1999, the above-mentioned power

marketer filed a quarterly report with the Commission in the above-mentioned proceeding for information only. This filing is available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

##### 3. Stand Energy Corporation, Environmental Resources Trust, Inc. and Mid-Power Service Corporation

[Docket No. ER95-362-018, ER98-3233-004 and ER97-4257-010]

Take notice that on September 7, 1999, the above-mentioned power marketers filed quarterly reports with the Commission in the above-mentioned proceedings for information only. These filings are available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

##### 4. Wilson Power & Gas Smart, Inc.

[Docket No. ER95-751-019]

Take notice that on September 2, 1999, the above-mentioned power marketer filed a quarterly report with the Commission in the above-mentioned proceeding for information only. This filing is available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

##### 5. GDK

[Docket No. ER96-1735-012]

Take notice that on September 1, 1999, the above-mentioned power marketer filed a quarterly report with the Commission in the above-mentioned proceeding for information only. This filing is available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

##### 6. United American Energy Corporation

[Docket Nos. ER96-3092-013 and ER99-4360-000]

Take notice that on September 1, 1999, United American Energy Corp. (UAE), tendered for filing a Notification of Change in Status. UAE seeks to notify the Commission that it has become affiliated with Duke Energy Corporation (Duke Energy). Due to its new affiliation with Duke Energy, UAE is submitting for filing with the Commission an amended Rate Schedule No. 1 as well as

a Code of Conduct (Supplement No. 1 to Rate Schedule No. 1).

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

##### 7. Allegheny Power Service Corporation, Cleveland Electric Illuminating Company, Toledo Edison Company, Ohio Edison Company, Pennsylvania Power Company, Southern Company Services, Inc., Virginia Electric & Power Company and Ontario Hydro

[Docket No. ER97-697-003]

Take notice that on September 2, 1999, Allegheny Power Service Corporation, Cleveland Electric Illuminating Company, Toledo Edison Company, Ohio Edison Company, Pennsylvania Power Company, Southern Company Services, Inc., Virginia Electric & Power Company, and Ontario Hydro tendered for filing a Final Report on the GAPP Experiment which was initiated on April 2, 1997.

Copies of the filing have been provided to the Public Utilities Commission of Ohio, the Pennsylvania Public Utility Commission, the Maryland Public Service Commission, the Virginia State Corporation Commission, and the West Virginia Public Service Commission.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

##### 8. PSEG Energy Technologies Incorporated

[Docket No. ER97-2176-010]

Take notice that on September 8, 1999, the above-mentioned power marketer filed a quarterly report with the Commission in the above-mentioned proceeding for information only. This filing is available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

##### 9. Northeast Electricity Inc.

[Docket No. ER98-3048-002]

Take notice that on August 23, 1999, the above-mentioned power marketer filed a quarterly report with the Commission in the above-mentioned proceeding for information only. This filing is available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

**10. Virginia Electric and Power Company**

[Docket No. ER99-1886-000]

Take notice that on September 2, 1999, Virginia Electric and Power Company (Virginia Power), tendered for filing pursuant to Section 205 of the Federal Power Act, 16 U.S.C. Section 824d, an amendment to its February 22, 1999 and April 20, 1999 filings in the above referenced docket number. Virginia Power's filings pertain to a Service Agreement under the Company's Open Access Transmission Tariff with The Wholesale Power Group for Long Term Firm Point-to-Point Transmission Service.

Copies of this filing were served upon The Wholesale Power Group, the Virginia State Corporation Commission and the North Carolina Utilities Commission.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

**11. New England Power Pool**

[Docket No. ER99-4330-000]

Take notice that on September 1, 1999, the New England Power Pool Participants Committee submitted the Forty-Fourth Agreement Amending New England Power Pool Agreement, which modifies the formula in the Restated NEPOOL Agreement that determines Installed Capability Responsibility in Section 12.2(a)(1) of the Restated NEPOOL Agreement to more accurately account for the reliability value for NEPOOL Interruptible and Dispatchable Loads.

The NEPOOL Participants Committee states that copies of these materials were sent to the New England state governors and regulatory commissions and the Participants in the New England Power Pool.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**12. Southwestern Public Service Company**

[Docket No. ER99-4331-000]

Take notice that on September 1, 1999, New Century Services, Inc., on behalf of Southwestern Public Service Company (Southwestern), tendered for filing an executed umbrella service agreement under Southwestern's market-based sales tariff with Public Service Company of New Mexico (PNM). This umbrella service agreement provides for Southwestern's sale and PNM's purchase of capacity and energy at market-based rates pursuant to Southwestern's market-based sales tariff.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**13. Niagara Mohawk Power Corporation**

[Docket No. ER99-4332-000]

Take notice that on September 1, 1999, Niagara Mohawk Power Corporation (NMPC), tendered for filing with the Federal Energy Regulatory Commission an executed form Service Agreement between NMPC and NRG Power Marketing, Inc. (Purchaser). The Service Agreement specifies that the Purchaser has signed and agreed to the terms and conditions of NMPC's Power Sales Tariff designated as NMPC's FERC Electric Tariff, Original Volume No. 2. This Tariff, approved by FERC on April 15, 1994, and having an effective date of March 13, 1993, allows NMPC and the Purchaser to enter into separately scheduled transactions under which NMPC will sell to the Purchaser capacity and/or energy as the parties may mutually agree. In its filing letter, NMPC also included a Certificate of Concurrence from the Purchaser.

NMPC is: (a) requesting an effective date of September 1, 1999 for the agreement, and (b) requesting waiver of the Commission's notice requirements for good cause shown.

NMPC has served copies of the filing upon the New York State Public Service Commission and the companies included in a Service List enclosed with the filing.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**14. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4333-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Public Service Electric & Gas Company (PSE&G).

Con Edison states that a copy of this filing has been served by mail upon PSE&G.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**15. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4334-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide

firm transmission service pursuant to its Open Access Transmission Tariff to Public Service Electric & Gas Company (PSE&G).

Con Edison states that a copy of this filing has been served by mail upon PSE&G.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**16. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4335-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Public Service Electric & Gas Company (PSE&G).

Con Edison states that a copy of this filing has been served by mail upon PSE&G.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**17. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4336-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Public Service Electric & Gas Company (PSE&G).

Con Edison states that a copy of this filing has been served by mail upon PSE&G.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**18. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4337-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Public Service Electric & Gas Company (PSE&G).

Con Edison states that a copy of this filing has been served by mail upon PSE&G.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**19. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4338-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Constellation Power Source (CPS).

Con Edison states that a copy of this filing has been served by mail upon CPS.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**20. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4340-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Con Edison Solutions (CES).

Con Edison states that a copy of this filing has been served by mail upon CES.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**21. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4341-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Con Edison Solutions (CES).

Con Edison states that a copy of this filing has been served by mail upon CES.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**22. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4342-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Con Edison Solutions (Solutions).

Con Edison states that a copy of this filing has been served by mail upon Solutions.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**23. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4343-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Con Edison Solutions (Solutions).

Con Edison states that a copy of this filing has been served by mail upon Solutions.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**24. Consolidated Edison Company of New York, Inc.**

[Docket No. ER99-4344-000]

Take notice that on September 1, 1999, Consolidated Edison Company of New York, Inc. (Con Edison), tendered for filing a service agreement to provide firm transmission service pursuant to its Open Access Transmission Tariff to Aquila Power Corporation (APC).

Con Edison states that a copy of this filing has been served by mail upon APC.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**25. Consumers Energy Company**

[Docket No. ER99-4345-000]

Take notice that on September 1, 1999, Consumers Energy Company (Consumers), tendered for filing an executed service agreement for unbundled wholesale power service with American Electric Power Service Corporation pursuant to Consumers' Market Based Power Sales Tariff accepted for filing in Docket No. ER98-4421-000.

The service agreement has an effective date of July 27, 1999.

Copies of the filing have been served on the Michigan Public Service Commission and American Electric Power Service Corporation.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**26. Virginia Electric and Power Company**

[Docket No. ER99-4346-000]

Take notice that on September 1, 1999, Virginia Electric and Power Company (Virginia Power), tendered for filing its proposed modification to Section 14.7 of the Open Access Transmission Tariff, that modifies the charge to a transmission customer that fails to curtail a non-firm point-to-point transmission transaction within ten

minutes of notification by the Company. Virginia Power seeks to recover any costs that are incurred to meet NERC contingency reserve requirements.

Virginia Power requests waiver of the Commission's notice requirements to permit an effective date of September 10, 1999. If waiver is not granted, Virginia Power requests that the filing become effective sixty days from the date of this letter.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**27. Virginia Electric and Power Company**

[Docket No. ER99-4347-000]

Take notice that on September 1, 1999, Virginia Electric and Power Company (Virginia Power), tendered for filing a Notice of Cancellation of the following Service Agreements:

1. Service Agreement between Virginia Electric and Power Company and Cleveland Electric Illuminating Company (Cleveland Electric) for Non-Firm Point-to-Point Transmission Service;

2. Service Agreement between Virginia Electric and Power Company and Toledo Edison Company (Toledo Edison) for Non-Firm Point-to-Point Transmission Service.

The above referenced Service Agreements were dated December 16, 1996 and were filed under the Company's Open Access Transmission Tariff to Eligible Purchasers dated July 9, 1996. These agreements were accepted by the FERC under Docket No. ER97-1461-000 in a letter order dated March 6, 1997. In light of the formation of FirstEnergy Corp. (FirstEnergy), an exempt holding company which owns all of the common stock of The Cleveland Electric Illuminating Company and The Toledo Edison Company, FirstEnergy directed Virginia Power to cancel the above referenced Service Agreements.

Virginia Power requests an effective date of November 2, 1999, for the cancellation of the above referenced Service Agreements.

Copies of this filing were served upon FirstEnergy, the Virginia State Corporation Commission and the North Carolina Utilities Commission.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

**28. Virginia Electric and Power Company**

[Docket No. ER99-4348-000]

Take notice that on September 1, 1999, Virginia Electric and Power

Company (Virginia Power), tendered for filing an assignment letter indicating that FirstEnergy Corp. (FirstEnergy), will replace Ohio Edison Company as transmission customer in the Non-Firm Point-to-Point Transmission Service Agreement dated February 28, 1997 and originally filed under the Company's Open Access Transmission Tariff to Eligible Purchasers dated July 9, 1996. The original Service Agreement was approved by the FERC in Docket No. ER97-2511-000 in a Letter Order dated May 15, 1997.

Virginia Power requests an effective date of January 1, 1998, for the assignment.

Copies of this filing were served upon FirstEnergy, the Virginia State Corporation Commission and the North Carolina Utilities Commission.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 29. Avista Corp.

[Docket No. ER99-4349-000]

Take notice that on September 1, 1999, Avista Corporation (AVA), tendered for filing with the Federal Energy Regulatory Commission executed Service Agreements for Long Term Firm and Point-To-Point Transmission Service under AVA's Open Access Transmission Tariff—FERC Electric Tariff, Volume No. 8 with Avista Corporation (Power Marketing).

AVA requests the Service Agreements be given the respective effective date of August 1, 1999 and September 1, 1999 respectively.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 30. Vermont Electric Power Company, Inc.

[Docket No. ER99-4350-000]

Take notice that on September 1, 1999, Vermont Electric Power Company, Inc. (VELCO), tendered for filing a non-firm point-to-point service agreement with Entergy Power Marketing Corporation as a customer under the terms of VELCO's Local Open Access Transmission Tariff. VELCO also filed a revised List of Customers With Active Service Agreements.

VELCO asks that this agreement and the revised List of Customers become effective as of the date of filing. Accordingly, VELCO requests a waiver of the Commission's notice requirements.

Copies of this filing were served on the customer, the Vermont Department of Public Service, and the Vermont Public Service Board.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 31. Vermont Electric Power Company, Inc.

[Docket No. ER99-4351-000]

Take notice that on September 1, 1999, Vermont Electric Power Company, Inc. (VELCO), tendered for filing a firm point-to-point service agreement with Entergy Power Marketing Corporation as a customer under the terms of VELCO's Local Open Access Transmission Tariff. VELCO also filed a revised List of Customers With Active Service Agreements.

VELCO asks that this agreement and the revised List of Customers become effective as of the date of filing. Accordingly, VELCO requests a waiver of the Commission's notice requirements.

Copies of this filing were served on the customer, the Vermont Department of Public Service, and the Vermont Public Service Board.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 32. PP&L, Inc.

[Docket No. ER99-4354-000]

Take notice that on September 2, 1999, PP&L, Inc. (PP&L), tendered for filing a Service Agreement dated August 19, 1999, with Consolidated Edison Company of New York, Inc. (ConEd) under PP&L's Market-Based Rate and Resale of Transmission Rights Tariff, FERC Electric Tariff, Revised Volume No. 5. The Service Agreement adds ConEd as an eligible customer under the Tariff.

PP&L requests an effective date of September 2, 1999, for the Service Agreement.

PP&L states that copies of this filing have been supplied to ConEd and to the Pennsylvania Public Utility Commission.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 33. Middletown Power LLC, Montville Power LLC, Norwalk Power LLC, Devon Power LLC, and Connecticut Jet Power LLC

[Docket Nos. ER99-4355-000, ER99-4356-000, ER99-4357-000, ER99-4358-000 and ER99-4359-000]

Take notice that on September 1, 1999, Middletown Power LLC, Montville Power LLC, Norwalk Power LLC, Devon Power LLC, and Connecticut Jet Power LLC (Sellers), limited liability companies organized under the laws of the State of Delaware,

petitioned the Commission for an order: (1) accepting Sellers' proposed Rate Schedules FERC No. 1 (Market-Based Rate Schedule); (2) granting waiver of certain requirements under Subparts B and C of Part 35 of the regulations, and (3) granting the blanket approvals normally accorded sellers permitted to sell at market-based rates. Sellers are indirect subsidiaries of Northern States Power Company.

*Comment date:* September 21, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 34. Boston Edison Company

[Docket No. ER99-4361-000]

Take notice that on September 2, 1999, Boston Edison Company (Boston Edison), tendered for filing a service agreement between Boston Edison as the transmission provider and Entergy Nuclear Generation Company as the transmission customer. The service agreement provides for Network Integration Transmission Service under Boston Edison's Open-Access Transmission Tariff, FERC Volume No. 8.

Boston Edison requests an effective date of November 1, 1999.

Boston Edison states that copies of the filing have been served upon the affected customer and the Massachusetts Department of Telecommunications and Energy.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 35. Central Vermont Public Service Corporation

[Docket No. ER99-4362-000]

Take notice that on September 2, 1999, Central Vermont Public Service Corporation (Central Vermont), tendered for filing a Service Agreement with Sonat Power Marketing L.P., under its FERC Second Revised Electric Tariff Volume No. 8.

Central Vermont requests waiver of the Commission's Regulations to permit the service agreement to become effective on September 1, 1999.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 36. Cinergy Services, Inc.

[Docket No. ER99-4363-000]

Take notice that on September 2, 1999, Cinergy Services, Inc., on behalf of its Operating Company affiliates, The Cincinnati Gas & Electric Company and PSI Energy, Inc. (collectively Cinergy Operating Companies (COC)), tendered for filing an executed service agreement between COC and Northern Indiana

Public Service Company (NIPSCO) replacing the unexecuted service agreement filed on November 28, 1997 under Docket No. ER98-847-000 per COC FERC Electric Market-Based Power Sales Tariff, Original Volume No. 6-CB.

Cinergy is requesting an effective date of October 29, 1997 and the same Rate Designation as per the original filing.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 37. Cinergy Services, Inc.

[Docket No. ER99-4364-000]

Take notice that on September 2, 1999, Cinergy Services, Inc., on behalf of its Operating Company affiliates, The Cincinnati Gas & Electric Company and PSI Energy, Inc. (collectively Cinergy Operating Companies (COC)), tendered for filing an executed service agreement between COC and Northern Indiana Public Service Company (NIPSCO) replacing the unexecuted service agreement filed on November 28, 1997 under Docket No. ER98-847-000 per COC FERC Electric Market-Based Power Sales Tariff, Original Volume No. 7-MB.

Cinergy is requesting an effective date of October 29, 1997 and the same Rate Designation as per the original filing.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 38. Duke Energy Corporation

[Docket No. ER99-4365-000]

Take notice that on September 2, 1999, Duke Energy Corporation (Duke), tendered for filing a Service Agreement with the North Carolina Municipal Power Agency Number 1, for Non-Firm Transmission Service under Duke's Open Access Transmission Tariff.

Duke requests that the proposed Service Agreement be permitted to become effective on August 30, 1999.

Duke states that this filing is in accordance with Part 35 of the Commission's Regulations and a copy has been served on the North Carolina Utilities Commission.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 39. Commonwealth Edison Company

[Docket No. ER99-4366-000]

Take notice that on September 2, 1999, Commonwealth Edison Company (ComEd), tendered for filing an Interconnection Agreement with LSP-Kendall Energy, LLC (LSP-Kendall).

ComEd requests an effective date of September 3, 1999 and accordingly seeks waiver of the Commission's notice requirements.

Copies of the filing were served on LSP-Kendall and the Illinois Commerce Commission.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 40. Virginia Electric and Power Company

[Docket No. ER99-4367-000]

Take notice that on September 2, 1999, Virginia Electric and Power Company, doing business as North Carolina Power, tendered for filing a letter agreement supplementing Rate Schedules 102, 114 and 115 of North Carolina Power for service to the Town of Hertford, North Carolina (Town), a member municipality of the North Carolina Municipal Power Agency Number 3 of the North Carolina Eastern Municipal Power Agency (Power Agency). The letter agreement establishes the terms and conditions for the temporary and then permanent modification of a substation in conjunction with the Town's upgrade of its own electric system and the elimination of the rental fee for the existing instrument transformers leased by the Power Agency for the Town.

Copies of the filing were served upon the Power Agency, the North Carolina Utilities Commission and the Virginia State Corporation Commission.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 41. Niagara Mohawk Power Corporation

[Docket No. ER99-4368-000]

Take notice that on September 2, 1999, Niagara Mohawk Power Corporation tendered for filing an Interconnection Agreement between Niagara Mohawk Power Corporation and Northbrook New York LLC dated as of August 20, 1999.

Niagara Mohawk Power Corporation requests an effective date of the Closing Date of the sale of the Northbrook generating facility. To the extent necessary, Niagara Mohawk Power Corporation requests waiver of the Commission requirement that a rate schedule be filed not less than 60 days or more than 120 days from its effective date.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 42. ProLiance Energy, LLC

[Docket No. ER99-4380-000]

Take notice that on September 2, 1999, ProLiance Energy, LLC (ProLiance), tendered for filing

proposed changes in its FERC Electric Service Tariff Rate Schedule No. 1 and a Notification of a Change in Status. The changes consist of restrictions on the sale of power and non-power goods and services between ProLiance and Southern Indiana Gas & Electric Company (SIGECO), based on a proposed merger between Indiana Energy, Inc. and SIGCORP, Inc., that would result in ProLiance becoming an affiliate of SIGECO, a subsidiary of SIGCORP, and the accompanying Code of Conduct.

Copies of the filing were served upon ProLiance's jurisdictional customers.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 43. PDI—New England & PDI—Canada

[Docket No. ER99-4381-000]

Take notice that on September 2, 1999, PDI—New England & PDI—Canada filed its quarterly report for the quarter ending June 30, 1999.

*Comment date:* September 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 44. PacifiCorp

[Docket No. ER99-4390-000]

Take notice that on September 7, 1999, PacifiCorp filed its quarterly report for the quarter ending June 30, 1999.

*Comment date:* September 27, 1999, in accordance with Standard Paragraph E at the end of this notice.

### Standard Paragraphs

E. Any person desiring to be heard or to protest such filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of these filings are on file with the Commission and are available for public inspection. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

**David P. Boergers,**  
Secretary.

[FR Doc. 99-24212 Filed 9-16-99; 8:45 am]

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