

## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
Commission

[Docket No. EL99-93-000]

**Turlock Irrigation District and Modesto  
Irrigation District v. California  
Independent System Operator  
Corporation; Notice of Filing**

September 20, 1999.

Take notice that on September 17, 1999, the Turlock Irrigation District and the Modesto Irrigation District (collectively, Districts), tendered for filing a Complaint And Request For Investigation Of Discriminatory Application Of Tariff (Complaint) against the California Independent System Operator Corporation (CAISO). The Districts' Complaint alleges that the AISO has unduly discriminated in establishing standards for procuring certain Ancillary Services and Supplemental Energy.

Copies of the Complaint were served, simultaneous with filing with the Commission, on the CAISO and on the California Public Utilities Commission.

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 and protests should be filed on or before October 7, 1999. Protests will be considered by the Commission to determine the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a motion to intervene. Copies of this filing 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). Answers to the complaint shall be due on or before October 7, 1999.

**David P. Boergers,**  
Secretary.

[FR Doc. 99-24962 Filed 9-23-99; 8:45 am]

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## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
Commission

[Docket No. ER99-3289-001 et al.]

**California Independent System  
Operator Corporation, et al.; Electric  
Rate and Corporate Regulation Filings**

September 20, 1999.

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

**1. California Independent System  
Operator**

[Docket No. ER99-3289-001]

Take notice that on September 15, 1999, the California Independent System Operator Corporation (ISO), tendered for filing a compliance filing in the above-referenced docket which included a number of revisions to the ISO Tariff and a revision to the *pro forma* Participating Load Agreement. The ISO states that this filing was submitted to comply with the Commission's August 16, 1999 Order, 88 FERC ¶ 61,182 (1999), in the above-referenced docket.

The ISO states that this filing has been served on all parties listed on the official service list in the above-referenced docket.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

**2. Select Energy, Inc.**

[Docket No. ER99-3658-000]

Take notice that on September 14, 1999, Select Energy, Inc. (Select), tendered for filing, under Section 205 of the Federal Power Act, revisions to the proposed market-based tariff and to the amended version of its existing market-based rate tariff filed in the above-captioned docket on July 21, 1999. The revisions would specify the ancillary services that Select offers for sale at market-based rates in markets where the Commission has authorized sales of certain ancillary services at market-based rates.

Copies of the filing were served on purchasers under Select's existing market-based rate tariff and on the Connecticut, Massachusetts and New Hampshire commissions.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**3. Consumers Energy Company**

[Docket No. ER99-4434-000]

Take notice that on September 14, 1999, Consumers Energy Company (Consumers), tendered for filing an

executed service agreement for Firm Point-to-Point Transmission Service with Consumers Energy Company—Electric Sourcing and Trading. The agreement is pursuant to the Joint Open Access Transmission Service Tariff filed on December 31, 1996 by Consumers and The Detroit Edison Company (Detroit Edison) and has an effective date of September 9, 1999.

Copies of the filing were served upon the Michigan Public Service Commission, Detroit Edison and the customer listed above.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**4. Cinergy Services, Inc.**

[Docket No. ER99-4438-000]

Take notice that on September 14, 1999, Cinergy Services, Inc. (Cinergy) and American Energy Trading, Inc. (AET), tendered for filing Notice of Assignment that AET will replace American Energy Solutions, Inc., of Cinergy's Market-Based Power Sales Tariff Original Volume No. 7-MB, Service Agreement No. 135, dated October 25, 1998.

Cinergy and AET are requesting an effective date of one day after filing.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**5. Cinergy Services, Inc.**

[Docket No. ER99-4439-000]

Take notice that on September 14, 1999, Cinergy Services, Inc. (Cinergy) and American Energy Trading, Inc. (AET), tendered for filing Notice of Assignment that AET will replace American Energy Solutions, Inc., of Cinergy's Cost-Based Power Sales Tariff Original Volume No. 6-CB, Service Agreement No. 135, dated October 25, 1997.

Cinergy and NYSEG are requesting an effective date of one day after filing.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**6. Wisconsin Public Service  
Corporation**

[Docket No. ER99-4440-000]

Take notice that on September 14, 1999, Wisconsin Public Service Corporation tendered for filing an executed service agreement with North Central Power Co., Inc. under its Market-Based Rate Tariff.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**7. Wisconsin Public Service Corporation**

[Docket No. ER99-4441-000]

Take notice that on September 14, 1999, Wisconsin Public Service Corporation tendered for filing an executed service agreement with Northwestern Wisconsin Electric Co., under its Market-Based Rate Tariff.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**8. PP&L, Inc.**

[Docket No. ER99-4442-000]

Take notice that on September 14, 1999, PP&L, Inc. (PP&L), tendered for filing a Service Agreement dated August 24, 1999 with NRG Power Marketing Inc. (NRG), under PP&L's Market-Based Rate and Resale of Transmission Rights Tariff, FERC Electric Tariff, Revised Volume No. 5. The Service Agreement adds NRG as an eligible customer under the Tariff.

PP&L requests an effective date of September 14, 1999, for the Service Agreement.

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

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**9. FirstEnergy System**

[Docket No. ER99-4435-000]

Take notice that on September 14, 1999, FirstEnergy System tendered for filing a Service Agreement to provide Firm Point-to-Point Transmission Service for Northern States Power Company, the Transmission Customer. Services are being provided under the FirstEnergy System Open Access Transmission Tariff submitted for filing by the Federal Energy Regulatory Commission in Docket No. ER97-412-000.

The proposed effective date under this Service Agreement is September 9, 1999, for the above mentioned Service Agreement in this filing.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**10. Duke Energy St. Francis LLC**

[Docket No. ER99-4436-000]

Take notice that on September 14, 1999, Duke Energy St. Francis LLC (DESF), tendered for filing a Long Term Service Agreement with Duke Energy Trading and Marketing Trading, LLC (DETM). Under the Long Term Service Agreement, DESF will make available to DETM the power to which DESF is

entitled from the St. Francis units and DESF, as a power marketer for the Duke Energy Companies, will resell such power and remit associated revenue to DESF.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**11. FirstEnergy System**

[Docket No. ER99-4437-000]

Take notice that on September 14, 1999, FirstEnergy System tendered for filing a Service Agreement to provide Non-Firm Point-to-Point Transmission Service for: Northern States Power Company, the Transmission Customer. Services are being provided under the FirstEnergy System Open Access Transmission Tariff submitted for filing by the Federal Energy Regulatory Commission in Docket No. ER97-412-000.

The proposed effective date under this Service Agreement is September 9, 1999.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**12. PJM Interconnection, L.L.C.**

[Docket No. ER99-4444-000]

Take notice that on September 14, 1999, PJM Interconnection, L.L.C. (PJM), tendered for filing 6 executed service agreements for transmission service under the PJM Open Access Transmission Tariff. The agreements are as follows: 3 umbrella agreements for firm point-to-point transmission service agreements with Citizens Power Sales, CNG Power Services Corporation, and CNG Retail Services Corporation; 2 umbrella non-firm point-to-point transmission service agreements with CNG Power Services Corporation and CNG Retail Services Corporation; and 1 umbrella agreement for network integration transmission service under state required retail access programs with CNG Retail Services Corporation.

Copies of this filing were served upon the parties to the service agreements.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**13. Indeck-Olean Limited Partnership**

[Docket No. ER99-4445-000]

Take notice that on September 14, 1999, Indeck-Olean Limited Partnership tendered for filing pursuant to Section 205 of the Federal Power Act, and Part 35 of the Commission's Regulations, its short-term agreements with Niagara Mohawk Energy Marketing, Inc.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**14. Indeck-Olean Limited Partnership**

[Docket No. ER99-4446-000]

Take notice that on September 14, 1999, Indeck-Olean Limited Partnership tendered for filing pursuant to Section 205 of the Federal Power Act, and Part 35 of the Commission's Regulations, its long-term agreements with Niagara Mohawk Energy Marketing, Inc.

*Comment date:* October 4, 1999, in accordance with Standard Paragraph E at the end of this notice.

**15. Rochester Gas and Electric Corporation**

[Docket No. ER99-4447-000]

Take notice that on September 15, 1999, Rochester Gas and Electric Corporation (RG&E), tendered for filing with the Federal Energy Regulatory Commission (Commission) an executed Service Agreement between RG&E and DukeSolutions, Inc., for service pursuant to RG&E's Market-Based Power Sales Tariff and its retail access program.

RG&E requests waiver of the Commission's notice requirements for good cause shown and an effective date of August 30, 1999.

A copy of this application has been served on the Customer and the New York Public Service Commission.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

**16. Rochester Gas and Electric Corporation**

[Docket No. ER99-4448-000]

Take notice that on September 15, 1999, Rochester Gas and Electric Corporation (RG&E), tendered for filing with the Federal Energy Regulatory Commission an executed Service Agreement between RG&E and DukeSolutions, Inc., for service pursuant to RG&E's Market-Based Power Sales Tariff and its retail access program.

RG&E requests waiver of the Commission's notice requirements for good cause shown and an effective date of September 2, 1999.

A copy of this application has been served on the Customer and the New York Public Service Commission.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

**17. Public Service Electric and Gas Company**

[Docket No. ER99-4449-000]

Take notice that on September 15, 1999, Public Service Electric and Gas Company (PSE&G), tendered for filing tariff sheets regarding calculations of

peak and hourly loads used in the determination of capacity, transmission and energy interchange obligations of suppliers authorized to conduct business in PSE&G's service territory pursuant to New Jersey's state mandated retail electric choice program.

PSE&G has requested an effective date of November 14, 1999.

Copies of the filing were served upon members of the PJM Interconnection, L.L.C. and the New Jersey Board of Public Utilities.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 18. Georgia Power Company

[Docket No. ER99-4450-000]

Take notice that on September 15, 1999, Georgia Power Company (Georgia Power), tendered for filing the Interconnection Agreement by and between Monroe Power Company (Monroe Power) and Georgia Power (the Agreement). The Agreement permits Monroe Power to interconnect and operate in parallel with the Georgia Power electric system. The Agreement was executed on August 25, 1999 and terminates in 30 years.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 19. California Independent System Operator Corporation

[Docket No. ER99-4451-000]

Take notice that on September 15, 1999, the California Independent System Operator Corporation (ISO), tendered for filing a Meter Service Agreement for Scheduling Coordinators between the ISO and Coral Power, L.L.C. (Coral Power), for acceptance by the Commission.

The ISO states that this filing has been served on Coral Power and the California Public Utilities Commission.

The ISO is requesting waiver of the 60-day notice requirement to allow the Meter Service Agreement to be made effective as of September 2, 1999.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 20. Tampa Electric Company

[Docket No. ER99-4452-000]

Take notice that on September 15, 1999, Tampa Electric Company (Tampa Electric), tendered for filing a service agreement with the City of Lakeland, Florida (Lakeland) under Tampa Electric's market-based sales tariff.

Tampa Electric proposes that the service agreement be made effective on August 17, 1999.

Copies of the filing have been served on Lakeland and the Florida Public Service Commission.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 21. Hardee Power Partners Limited

[Docket No. ER99-4453-000]

Take notice that on September 15, 1999, Hardee Power Partners Limited (HPP), tendered for filing an abbreviated rate filing in connection with amendments (Fourth Amendments) to two power sales agreements providing for the sale of electric capacity and associated energy to Seminole Electric Cooperative, Inc. (Seminole) and Tampa Electric Company (Tampa Electric), the rates under which were previously accepted by the Commission. The Fourth Amendments implement the provisions of the original agreements which contemplate the construction by HPP of additional generation at the HPP site and reflect certain related changes in the rates under the power sales agreements pursuant to the terms of those agreements.

HPP requests waiver of the Commission's sixty (60) day notice requirements and an effective date of November 1, 1999.

HPP has served copies of the filing on Seminole and Tampa Electric and the Florida Public Service Commission.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 22. Hardee Power Partners Limited

[Docket No. ER99-4454-000]

Take notice that on September 15, 1999, Hardee Power Partners Limited (HPP), tendered for filing an abbreviated rate filing in connection with amendments (Third Amendments) to two power sales agreements providing for the sale of electric capacity and associated energy to Seminole Electric Cooperative, Inc. (Seminole) and Tampa Electric Company (Tampa Electric), the rates under which were previously accepted by the Commission. The Third Amendments implement the provisions of the original agreements which contemplate the construction by Seminole of additional generation at the HPP site and reflect certain related changes in the rates under the power sale agreements pursuant to the term of those agreements.

HPP requests waiver of the Commission's sixty (60) day notice requirements and an effective date of November 1, 1999.

HPP has served copies of the filing on Seminole and Tampa Electric and the Florida Public Service Commission.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 23. Sierra Pacific Power Company

[Docket No. ER99-4455-000]

Take notice that on September 15, 1999, Sierra Pacific Power Company (Sierra), tendered for filing pursuant to Section 205 of the Federal Power Act, an executed Network Integrated Transmission Service Agreement (Service Agreement) between Sierra and the Truckee Donner Public Utility District. The Service Agreement is being filed in compliance with the June 3, 1998, Stipulation and Agreement filed in Docket No. ER97-3593-000 and approved by the Commission on April 15, 1999 (87 FERC ¶ 61,066).

Sierra has requested that the Commission accept the Service Agreement as of September 15, 1999.

*Comment date:* October 5, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 24. New York State Electric & Gas Corporation

[Docket No. ER99-4467-000]

Take notice that on September 15, 1999, New York State Electric & Gas Corporation (NYSEG), tendered for filing Service Agreements between NYSEG and Engage Energy US, L.P. This Service Agreement specifies that the Customer has agreed to the rates, terms and conditions of the NYSEG open access transmission tariff filed July 9, 1997 and effective on November 27, 1997, in Docket No. ER97-2353-000.

NYSEG requests waiver of the Commission's sixty-day notice requirements and an effective date of July 26, 1999, for the Service Agreements.

NYSEG has served copies of the filing on The New York State Public Service Commission and on the Customer.

*Comment date:* Oct 5, 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. 99-24863 Filed 9-23-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EG99-224-000, et al.]

#### Midwest Generation, LLC et al; Electric Rate and Corporate Regulation Filings

September 17, 1999.

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

##### 1. Midwest Generation, LLC

[Docket No. EG99-224-000]

Take notice that on September 10, 1999, Midwest Generation, LLC filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to section 32(a)(1) of the Public Utility Holding Company Act of 1935 (PUHCA). The applicant is a limited liability company organized under the laws of the State of Delaware that will be engaged directly and exclusively in owning and/or operating 9,287 MW of generating capacity in Illinois being acquired from Commonwealth Edison Company.

*Comment date:* October 8, 1999, in accordance with Standard Paragraph E at the end of this notice. The Commission will limit its consideration of comments to those that concern the adequacy or accuracy of the application.

##### 2. Collins Trust I

[Docket No. EG99-225-000]

Take notice that on September 10, 1999, Collins Trust I filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to section 32(a)(1) of the Public Utility Holding Company Act of 1935 (PUHCA). The applicant is a business trust created pursuant to the laws of the State of Delaware that will be engaged directly and exclusively in holding an undivided interest in a 2,698 MW dual-fired eligible facility in Morris, Illinois. The facility will be leased by applicant and other owners to

Collins Holdings EME, LLC, which in turn will lease the facility to Midwest Generation, LLC, which will operate the facility as an exempt wholesale generator.

*Comment date:* October 8, 1999, in accordance with Standard Paragraph E at the end of this notice. The Commission will limit its consideration of comments to those that concern the adequacy or accuracy of the application.

##### 3. Collins Trust II

[Docket No. EG99-226-000]

Take notice that on September 10, 1999, Collins Trust II filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to section 32(a)(1) of the Public Utility Holding Company Act of 1935 (PUHCA). The applicant is a business trust created pursuant to the laws of the State of Delaware that will be engaged directly and exclusively in holding an undivided interest in a 2,698 MW dual-fired eligible facility in Morris, Illinois. The facility will be leased by applicant and other owners to Collins Holdings EME, LLC, which in turn will lease the facility to Midwest Generation, LLC, which will operate the facility as an exempt wholesale generator.

*Comment date:* October 8, 1999, in accordance with Standard Paragraph E at the end of this notice. The commission will limit its consideration of comments to those that concern the adequacy or accuracy of the application.

##### 4. Collins Trust III

[Docket No. EG99-227-000]

Take notice that on September 10, 1999, Collins Trust III filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to section 32(a)(1) of the Public Utility Holding Company Act of 1935 (PUHCA). The applicant is a business trust created pursuant to the laws of the State of Delaware that will be engaged directly and exclusively in holding an undivided interest in a 2,698 MW dual-fired eligible facility in Morris, Illinois. The facility will be leased by applicant and other owners to Collins Holding EME, LLC, which in turn will lease the facility to Midwest Generation, LLC, which will operate the facility as an exempt wholesale generator.

*Comment date:* October 8, 1999, in accordance with Standard Paragraph E at the end of this notice. The Commission will limit its consideration of comments to those that concern the adequacy or accuracy of the application.

##### 5. Collins Trust IV

[Docket No. EG99-228-000]

Take notice that on September 10, 1999, Collins Trust IV filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to section 32(a)(1) of the Public Utility Holding Company Act of 1935 (PUHCA). The applicant is a business trust created pursuant to the laws of the State of Delaware that will be engaged directly and exclusively in holding an undivided interest in a 2,698 MW dual-fired eligible facility in Morris, Illinois. The facility will be leased by applicant and other owners to Collins Holdings EME, LLC, which in turn will lease the facility in Midwest Generation, LLC, which will operate the facility as an exempt wholesale generator.

*Comment date:* October 8, 1999, in accordance with Standard Paragraph E at the end of this notice. The Commission will limit its consideration of comments to those that concern the adequacy or accuracy of the application.

##### 6. JPower Inc. and Fortistar Power Marketing LLC

[Docket Nos. ER95-1421-013 and ER98-3393-003]

Take notice that on September 10, 1999, the above-mentioned power marketers filed a quarterly report with the Commission in the above-mentioned proceedings for information only.

##### 7. Amerada Hess Corporation and Advantage Energy, Inc.

[Docket Nos. ER97-2153-009 and ER97-2758-007]

Take notice that on September 17, 1999, the above-mentioned power marketers filed filing quarterly reports with the Commission in above-referenced proceedings for information only.

##### 8. Mobile Energy LLC

[Docket No. QF96-103-002]

Take notice that on September 10, 1999, Mobil Energy LLC filed an amendment to their application filed on August 31, 1999.

*Comment date:* October 13, 1999, in accordance with Standard Paragraph E at the end of this notice.

##### 9. AES Placerita

[Docket No. EG99-231-000]

Take notice that on September 15, 1999, AES Placerita, Inc., 20885 Placerita Canyon Road, Newhall, CA 91321 (AESPL), filed with the Federal Energy Regulatory Commission (Commission) an application for