

unnecessary for Natural to appear or be represented at the hearing.

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

*Acting Secretary.*

[FR Doc. 99-14175 Filed 6-3-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. ER99-2326-000 and EL99-68-000]

#### Pacific Gas and Electric Company; Notice of Initiation of Proceeding and Refund Effective Date

May 28, 1999.

Take notice that on May 27, 1999, the Commission issued an order in the above-indicated dockets initiating a proceeding in Docket No. EL99-68-000 under section 206 of the Federal Power Act.

The refund effective date in Docket No. EL99-68-000 will be 60 days after publication of this notice in the **Federal Register**.

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

*Acting Secretary.*

[FR Doc. 99-14119 Filed 6-3-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2659-011]

#### PacifiCorp; Notice of Site Visit

May 28, 1999.

Take notice that Commission staff will visit the site of the Powerdale Hydroelectric Project (FERC Project No. 2659) located on the Hood River in the town of Hood River, Oregon from 9:00 a.m. to 1:00 p.m. on Thursday, June 17, 1999, to view the project area and facilities. All interested individuals, organizations, and agencies are invited to accompany Commission staff on this site visit. Participants will meet at the parking lot near the project powerhouse.

For further information contact Bob Easton at (202) 219-2782.

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

*Acting Secretary.*

[FR Doc. 99-14172 Filed 6-3-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. MG99-15-000]

#### PG&E Gas Transmission-Northwest; Notice of Filing

May 28, 1999.

Take notice that PG&E Gas Transmission-Northwest (PG&E-NW) filed revised standards of conduct on April 1, 1999. PG&E-NW states that it is incorporating Standard L (to be codified at 18 CFR 161.3(1) which was adopted by the Commission in Order No. 599.<sup>1</sup>

Any person desiring to be heard or to protest the filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C., 20426, in accordance with Rules 211 or 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 or 385.214). All such motions to intervene or protest should be filed on or before June 14, 1999. 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 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 be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

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

*Acting Secretary.*

[FR Doc. 99-14174 Filed 6-3-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. ER16-2573-001, et al.]

#### Southern Company Services, Inc.; et al.

Before Commissioners: James J. Hoecker, Chairman; Vicky A. Bailey, William L. Massey, Linda Breathitt, and Curt Hébert, Jr.

Southern Company Services, Inc.

Docket Nos. ER96-2573-001]

*Independent Power Marketers*<sup>1</sup>

Abacus Group Ltd.

<sup>1</sup> Order No. 599, Reporting Interstate Natural Gas Pipeline Marketing Affiliates on the Internet, 84 FERC ¶61, 108 (1998).

<sup>1</sup> The Commission's Office of Electric Power Regulation maintains a list of companies with

Docket No. ER98-4240-000  
AC Power Corp.

Docket No. ER97-2867-000

ACN Power Inc.

Docket No. ER98-4685-000

Advantage Energy

Docket No. ER97-4186-000

AIE Energy Services, Inc.

Docket No. ER98-3164-000

Alliance Energy Services Partnership

Docket No. ER99-1945-000

Alliance Power Marketing, Inc.

Docket No. ER96-1818-000

Alliance Strategies

Docket No. ER95-1381-000

A'Lones Group, Inc.

Docket No. ER97-512-000

Alpha Energy Corporation

Docket No. ER97-4730-000

Alternate Power Source Inc.

Docket No. ER96-1145-000

Amerada Hess Corporation

Docket No. ER97-2153-000

American Energy Trading, Inc.

Docket No. ER97-360-000

American Home Energy Corp.

Docket No. ER98-1903-000

American Power Exchange, Inc.

Docket No. ER94-1578-000

American Power Reserve Marketing Company

Docket No. ER97-1428-000

American Premier Energy Corp.

Docket No. ER98-3451-000

Amoco Energy Trading Corporation

Docket No. ER95-1359-000

AMVEST Coal Sales, Inc.

Docket No. ER97-464-000

AMVEST Power, Inc.

Docket No. ER97-2045-000

Apra Energy Group Inc.

Docket No. ER97-1643-000

Anker Power Services, Inc.

Docket No. ER97-3788-000

Applied Resources Integrated Services, Inc.

Docket No. ER97-2604-000

Ashton Energy Corporation

Docket No. ER94-1246-000

Astra Power, LLC

Docket No. ER98-3378-000

Atlanta Gas Light Services, Inc.

Docket No. ER97-542-000

Atlantic Energy Technologies, Inc.

Docket No. ER97-2132-000

Audit Pro Incorporated

Docket No. ER95-878-000

Aurora Power Resources, Inc.

Docket No. ER98-573-000

Black Brook Energy Company

Docket No. ER97-1676-000

Bollinger Energy Corp.

Docket No. ER98-1821-000

Bonneville Fuels Management Corp.

Docket No. ER96-659-000

Boyd Rosene and Associates, Inc.

market-based rates on the Commission's Internet site ([www.ferc.fed.us/electric/PwrMkt/pwrmtkt.htm](http://www.ferc.fed.us/electric/PwrMkt/pwrmtkt.htm)). The list of companies in the caption, and the breakdown of the companies by category ("Independent Power Marketers," "Affiliated Power Marketers," etc.) in the caption, are based on this list. The breakdown of the companies by category in the caption is solely for the convenience of the reader, and the category titles are not intended to be substantive determination of the appropriate categorization of the companies. *Also see infra* n.3.

Docket No. ER95-1572-000 Brennan Power Inc. Docket No. ER97-1630-000 Btu Power Corporation Docket No. ER96-1283-000 Burlington Resources Trading, Inc. Docket No. ER96-3112-000 Business Discount Plan, Inc. Docket No. ER99-581-000 California Polar Power Brokers, LLC Docket No. ER98-701-000 California Power Services Docket No. ER97-3525-000 Calpine Power Services Company Docket No. ER94-1545-000 C.C. Pace Energy Services Docket No. ER94-1181-000 CHI Power Marketing, Inc. Docket No. ER96-2640-000 Chicago Electric Trading, L.L.C. Docket No. ER90-225-000 Cielo Power Market, L.P. Docket No. ER99-964-000 Citizens Power Sales Docket No. ER94-1685-000 Citizens Power & Light Corporation Docket No. ER89-401-000 CL Power Sales (1-5), L.L.C. Docket No. ER95-892-000 CL Power Sales (6-10), L.L.C. Docket No. ER96-2652-000 CL Power Sales 11, L.L.C. Docket No. ER99-894-000 CL Power Sales 12, L.L.C. Docket No. ER99-893-000 CL Power Sales 13, L.L.C. Docket No. ER99-892-000 CL Power Sales 14, L.L.C. Docket No. ER99-891-000 CL Power Sales 15, L.L.C. Docket No. ER99-890-000 Clean Air Capital Markets Corporation Docket No. ER97-4434-000 CNB/Olympic Gas Services Docket No. ER95-964-000 CNG Power Services Corporation Docket No. ER94-1554-000 CNG Retail Services Corporation Docket No. ER97-1845-000 Coastal Electric Services Company Docket No. ER94-1450-000 CoEnergy Trading Company Docket No. ER96-1040-000 Cogentrix Energy Power Marketing, Inc. Docket No. ER95-1739-000 Colonial Energy, Inc. Docket No. ER97-1968-000 Columbia Energy Power Marketing Corp. Docket No. ER97-3667-000 Commodore Gas & Electric, Inc. Docket No. ER99-1890-000 Commonwealth Energy Corporation Docket No. ER97-4253-000 Community Electric Power Corporation Docket No. ER97-2792-000 Competisys LLC Docket No. ER98-1790-000 Competitive Utility Services Corp. Docket No. ER97-1932-000 ConAgra Energy Services, Inc. Docket No. ER95-1751-000 Conoco Power Marketing Inc. Docket No. ER95-1441-000 Conti Metals, Inc. Docket No. ER96-2083-000 Cook Inlet Energy Supply Limited Partnership	Docket No. ER96-1410-000 Coral Power, L.L.C. Docket No. ER96-25-000 CPS Capital, Ltd. Docket No. ER96-1798-000 Cumberland Power, Inc. Docket No. ER96-2624-000 Current Energy, Inc. Docket No. ER98-102-000 CXY Energy Marketing (USA) Inc. Docket No. ER99-1858-000 DC Tie, Inc. Docket No. ER91-435-000 Direct Access Management, LP Docket No. ER96-924-000 Direct Electric Inc. Docket No. ER94-1161-000 Dynergy Power Services, Inc. Docket No. ER94-1612-000 Eagle Gas Marketing Company Docket No. ER96-1503-000 Eastern Pacific Energy Docket No. ER98-1829-000 Eclipse Energy, Inc. Docket No. ER94-1099-000 Econnergy Energy Co., Inc. Docket No. ER98-2553-000 ECONnergy PA, Inc. Docket No. ER99-1837-000 El Paso Power Services Company Docket No. ER95-428-000 Electech, Inc. Docket No. ER95-1399-000 Electrade Corporation Docket No. ER94-1478-000 Electric Clearinghouse, Inc. Docket No. ER94-968-000 Electric Lite, Inc. Docket No. ER97-4427-000 Electrical Associates Power Marketing Inc. Docket No. ER97-4173-000 Electrion, Incorporated Docket No. ER98-3171-000 EMC Gas Transmission Company Docket No. ER96-2320-000 EnerConnect, Inc. Docket No. ER96-1424-000 Energy Clearinghouse Corp. Docket No. ER98-2020-000 Energy Dynamics, Inc. Docket No. ER97-3089-000 Energy International Power Marketing Corp. Docket No. ER98-2059-000 Energy Marketing Services, Inc. Docket No. ER96-734-000 Energy PM, Inc. Docket No. ER98-2918-000 Energy Resource Management Corp. Docket No. ER96-358-000 Energy Resource Marketing, Inc. Docket No. ER94-1580-000 Energy Sales Network, Inc. Docket No. ER98-753-000 Energy Services, Inc. Docket No. ER95-1021-000 Energy Transfer Group, L.L.C. Docket No. ER96-280-000 Energy Unlimited, Inc. Docket No. ER98-1622-000 Energy 2000 Docket No. ER97-2771-000 EnergyChoice, L.L.C. Docket No. ER96-827-000 EnergyOnline, Inc. Docket No. ER96-138-000 EnergyTek, Inc.	Docket No. ER96-1781-000 Energy2, Inc. Docket No. ER96-3086-000 Enerserve, L.C. Docket No. ER96-182-000 EnerZ Corporation Docket No. ER96-3064-000 Engage Energy US, L.P. Docket No. ER97-654-000 Englehard Power Marketing, Inc. Docket No. ER94-1690-000 Engineered Energy Systems Corp. Docket No. ER96-1731-000 Enjet, Inc. Docket No. ER99-2061-000 ENMAR Corp. Docket No. ER99-254-000 Enpower, Inc. Docket No. ER95-1752-000 Environmental Resources Trust, Inc. Docket No. ER98-3233-000 Equinox Energy, L.L.C. Docket No. ER98-1486-000 Equitable Energy, LLC Docket No. ER98-2367-000 Equitable Power Services Company Docket No. ER94-1539-000 ERI Services, Inc. Docket No. ER97-2638-000 Exact Power Co., Inc. Docket No. ER97-382-000 Excel Energy Services, Inc. Docket No. ER94-1488-000 Family Fiber Connection Docket No. ER96-1631-000 Federal Energy Sales Docket No. ER96-918-000 Fina Energy Services Company Docket No. ER97-2413-000 First Choice Energy Docket No. ER98-2181-000 First Power, L.L.C. Docket No. ER97-3580-000 Fortistar Power Marketing, LLC Docket No. ER98-3393-000 Friendly Power Company LLC Docket No. ER97-3815-000 The Furst Group, Inc. Docket No. ER98-2423-000 Gateway Energy, Inc. Docket No. ER95-1049-000 Gateway Energy Marketing Docket No. ER96-795-000 GDK Corporation Docket No. ER96-1735-000 GED Gas Services, L.L.C. Docket No. ER95-1583-000 Gelber Group, Inc. Docket No. ER96-1933-000 Global Energy and Technology, Inc. Docket No. ER97-3416-000 Global Energy Service, L.L.C. Docket No. ER97-1177-000 Global Petroleum Corporation Docket No. ER96-359-000 Golden Valley Power Company Docket No. ER98-4334-000 Granger Energy, L.L.C. Docket No. ER97-4240-000 Great Western Power Cooperatives Company Docket No. ER98-1722-000 The Green Power Connection Docket No. ER97-3888-000 Growth Unlimited Investments, Inc. Docket No. ER96-1774-000 Gulfstream Energy, LLC
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- Docket No. ER94-1597-000  
Hafslund Energy Trading, L.L.C.  
Docket No. ER98-2535-000  
Hartford Power Sales, L.L.C.  
Docket No. ER95-393-000  
High Island Marketing, Inc.  
Docket No. ER97-4787-000  
Hinson Power Company  
Docket No. ER95-1314-000  
Howard Energy Marketing, Inc.  
Docket No. ER95-252-000  
Howell Power Systems, Inc.  
Docket No. ER94-178-000  
Hubbard Power & Light, Inc.  
Docket No. ER96-2583-000  
ICC Energy Corporation  
Docket No. ER96-1819-000  
ICPM, Inc.  
Docket No. ER95-640-000  
IGI Resources, Inc.  
Docket No. ER95-1034-000  
Industrial Gas & Electric Services Co.  
Docket No. ER95-257-000  
Infenergy Services, LLC  
Docket No. ER98-3478-000  
Infinite Energy, Inc.  
Docket No. ER97-3923-000  
Inland Pacific Resources Inc.  
Docket No. ER96-2144-000  
International Energy Ventures, Inc.  
Docket No. ER98-4264-000  
International Utility Consultants, Inc.  
Docket No. ER96-594-000  
J. Anthony & Associates Ltd  
Docket No. ER95-784-000  
J. Aron & Company  
Docket No. ER95-34-000  
J.D. Enterprises  
Docket No. ER96-2435-000  
J.L. Walker & Associates  
Docket No. ER95-1261-000  
JMF Power Marketing  
Docket No. ER98-3433-000  
JPower Inc.  
Docket No. ER95-1421-000  
K & K Resources, Inc.  
Docket No. ER98-3006-000  
Kamps Propane, Inc.  
Docket No. ER98-1148-000  
Kaztex Energy Ventures, Inc.  
Docket No. ER95-295-000  
Keystone Energy Services, Inc.  
Docket No. ER97-3053-000  
Kibler Energy Ltd.  
Docket No. ER96-1119-000  
Kimball Power Company  
Docket No. ER95-232-000  
KinEr-G Power Marketing, Inc.  
Docket No. ER96-1139-000  
KN Services, Inc.  
Docket No. ER95-869-000  
Koch Energy Trading, Inc.  
Docket No. ER95-218-000  
Kohler Co.  
Docket No. ER95-1018-000  
K Power Company, Inc.  
Docket No. ER95-792-000  
Lakeside Energy Services, LLC  
Docket No. ER99-505-000  
Lamar Power Partners, L.P.  
Docket No. ER99-2097-000  
Lamda Energy Marketing Corp.  
Docket No. ER94-1672-000  
The Legacy Group, Inc.  
Docket No. ER99-1719-000  
Lisco, Inc.
- Docket No. ER96-1406-000  
LS Power Marketing, LLC  
Docket No. ER96-1947-000  
MAC Power Marketing, L.L.C.  
Docket No. ER98-575-000  
The Mack Services Group  
Docket No. ER99-1750-000  
Manner Technologies, L.L.C.  
Docket No. ER97-135-000  
MEG Marketing, LLC  
Docket No. ER99-2284-000  
Merchant Energy of the Americas, Inc.  
Docket No. ER98-1055-000  
Merrill Lynch Capital Services, Inc.  
Docket No. ER99-830-000  
Metro Energy Group, L.L.C.  
Docket No. ER99-801-000  
Micah Tech Industries, Inc.  
Docket No. ER98-1221-000  
Michigan Gas Exchange, LLC  
Docket No. ER99-1156-000  
Mid American Natural Resources, Inc.  
Docket No. ER95-1423-000  
Mid-American Resources, Inc.  
Docket No. ER95-78-000  
Mid-Power Service Corporation  
Docket No. ER97-4257-000  
MIECO Inc.  
Docket No. ER98-51-000  
Millenium Energy Corporation  
Docket No. ER98-174-000  
Monterey Consulting Associates, Inc.  
Docket No. ER98-2143-000  
Morgan Stanley Capital Group Inc.  
Docket No. ER94-1384-000  
Multi-Energies USA Inc.  
Docket No. ER96-203-000  
Murphy Oil USA  
Docket No. ER97-610-000  
NAP Trading and Marketing, Inc.  
Docket No. ER95-1278-000  
National Fuel Resources, Inc.  
Docket No. ER95-1374-000  
National Power Exchange Corporation  
Docket No. ER94-1593-000  
National Power Marketing Company, L.L.C.  
Docket No. ER96-2942-000  
New Jersey Natural Energy Company  
Docket No. ER96-2627-000  
New Millenium Energy Corp.  
Docket No. ER97-2681-000  
NFR Power, Inc.  
Docket No. ER96-1122-000  
NGTS Energy Services  
Docket No. ER96-2982-000  
Niagara Energy & Steam Co., Inc.  
Docket No. ER97-1414-000  
Nicole Energy Services  
Docket No. ER98-2683-000  
NICRO energy Mgmt. Services Company  
Docket No. ER97-1816-000  
Nine Energy Services, L.L.C.  
Docket No. ER98-1915-000  
Nordic Electric, LLC  
Docket No. ER96-127-000  
North American Energy Conservation, Inc.  
Docket No. ER94-152-000  
North American Energy, Inc.  
Docket No. ER98-242-000  
North American Power Brokers, Inc.  
Docket No. ER96-1156-000  
North Atlantic Utilities, Inc.  
Docket No. ER97-1716-000  
North Star Power Marketing, L.L.C.  
Docket No. ER98-622-000  
Northeast Electricity Inc.
- Docket No. ER98-3048-000  
Northeast Energy Services, Inc.  
Docket No. ER97-4347-000  
Northrop Grumman Corporation  
Docket No. ER96-2957-000  
Northwest Natural Gas Company  
Docket No. ER97-683-000  
Novarco Ltd.  
Docket No. ER98-4139-000  
NP Energy Inc.  
Docket No. ER97-1315-000  
NUI Energy Brokers, Inc.  
Docket No. ER96-2580-000  
NXIS, LLC  
Docket No. ER97-778-000  
Ocean Energy Services, Inc.  
Docket No. ER96-588-000  
Oceanside Energy, Inc.  
Docket No. ER97-181-000  
Omni Energy  
Docket No. ER98-3344-000  
Oneok Power Marketing Company  
Docket No. ER98-3897-000  
Pacific Energy & Development Corp.  
Docket No. ER98-1824-000  
PanCanadian Energy Services, LP  
Docket No. ER90-168-000  
Panda Power Corporation  
Docket No. ER98-447-000  
Panda Guadalupe Power Marketing, LLC  
Docket No. ER98-3901-000  
Peak Energy, Inc.  
Docket No. ER95-379-000  
Pelican Energy Management, Inc.  
Docket No. ER98-3084-000  
Penobscot Bay Energy Co. LLC  
Docket No. ER97-2875-000  
People's Electric Corporation  
Docket No. ER98-3719-000  
People's Utility Corp.  
Docket No. ER98-2232-000  
PG Energy Power Plus  
Docket No. ER98-1953-000  
Phibro Inc.  
Docket No. ER95-430-000  
Philadelphia Gas Works  
Docket No. ER98-124-000  
Poco Marketing LTD  
Docket No. ER97-2198-000  
Poco Petroleum, Inc.  
Docket No. ER97-2197-000  
Polaris Electric Power Co., Inc.  
Docket No. ER98-1421-000  
Power Access Management  
Docket No. ER97-1084-000  
Power Clearinghouse Inc.  
Docket No. ER95-914-000  
The Power Company of America, L.P.  
Docket No. ER95-111-000  
Power Exchange Corporation  
Docket No. ER95-72-000  
Power Fuels, Inc.  
Docket No. ER96-1930-000  
Power Providers, Inc.  
Docket No. ER96-2303-000  
Power Systems Group, Inc.  
Docket No. ER97-3187-000  
PowerCom Corporation  
Docket No. ER97-4364-000  
Powerline Controls, Inc.  
Docket No. ER96-1754-000  
PowerMark, LLC  
Docket No. ER96-332-000  
PowerNet Corporation  
Docket No. ER94-931-000  
PowerSource Corp.

Docket No. ER98-3052-000  
PowerTec International, L.L.C.  
Docket No. ER96-1-000  
Prairie Winds Energy, Inc.  
Docket No. ER95-1234-000  
Preferred Energy Services, Inc.  
Docket No. ER96-2141-000  
Premier Enterprises, LLC.  
Docket No. ER95-1123-000  
Progas Power, Inc.  
Docket No. ER95-968-000  
ProLiance Energy, LLC.  
Docket No. ER97-420-000  
Proven Alternatives Inc.  
Docket No. ER95-473-000  
PS Energy Group, Inc.  
Docket No. ER99-1876-000  
P&T Power Company  
Docket No. ER97-18-000  
Quantum Energy Resources, Inc.  
Docket No. ER96-947-000  
Quark Power, L.L.C.  
Docket No. ER97-2374-000  
Questar Energy Trading Company  
Docket No. ER96-404-000  
Rainbow Energy Marketing Corporation  
Docket No. ER94-1061-000  
Rainbow Power USA LLC  
Docket No. ER98-2012-000  
Reliable Energy, Inc.  
Docket No. ER98-3261-000  
Resource Energy Services Company  
Docket No. ER97-828-000  
Revelation Energy Resources Corp.  
Docket No. ER97-765-000  
River City Energy, Inc.  
Docket No. ER99-823-000  
Rocky Mountain Natural Gas & Electric LLC  
Docket No. ER98-3108-000  
Ruffin Energy Services, Inc.  
Docket No. ER95-1047-000  
Russell Energy Sales Company  
Docket No. ER96-2882-000  
Salem Electric, Inc.  
Docket No. ER98-2175-000  
Salko Energy Services, Inc.  
Docket No. ER99-1052-000  
Sandia Energy Resources Company  
Docket No. ER96-2538-000  
SDS Petroleum Products, Inc.  
Docket No. ER96-1724-000  
SE Holdings, L.L.C.  
Docket No. ER96-3107-000  
Seagull Power Services, Inc.  
Docket No. ER96-342-000  
SEMCOR, Inc.  
Docket No. ER96-1516-000  
Shamrock Trading LLC  
Docket No. ER98-3526-000  
Shell Energy Services Company, LLC  
Docket No. ER99-2109-000  
Sigma Energy, Inc.  
Docket No. ER97-4145-000  
Sithe Power Marketing, Inc.  
Docket No. ER98-107-000  
Sky Gen Energy Marketing L.L.C.  
Docket No. ER99-972-000  
Sonat Power Marketing Inc.  
Docket No. ER95-1050-000  
Sonat Power Marketing L.P.  
Docket No. ER96-2343-000  
South Jersey Energy Company  
Docket No. ER97-1397-000  
SouthEastern Energy Resources, Inc.  
Docket No. ER95-385-000  
SouthWestern Power Marketers, Inc.

Docket No. ER97-2529-000  
Sparc, LLC  
Docket No. ER98-2671-000  
Stalwart Power Company  
Docket No. ER95-1334-000  
Stand Energy Corporation  
Docket No. ER95-362-000  
Starghill Energy Corp.  
Docket No. ER97-4680-000  
Statoil Energy Services, Inc.  
Docket No. ER97-4381-000  
Statoil Energy Trading, Inc.  
Docket No. ER94-964-000  
Strategic Power Management, Inc.  
Docket No. ER96-2591-000  
StratErgy, Inc.  
Docket No. ER99-1410-000  
Sunoco Power Marketing, L.L.C.  
Docket No. ER97-870-000  
Superior Electric Power Corporation  
Docket No. ER95-1747-000  
SuperSystems, Inc.  
Docket No. ER96-906-000  
Symmetry Device Research, Inc.  
Docket No. ER96-2524-000  
TC Power Solutions  
Docket No. ER97-1117-000  
Tenaska Power Services Co.  
Docket No. ER94-389-000  
Tennessee Power Co.  
Docket No. ER95-581-000  
TerraWatt, Inc.  
Docket No. ER97-2679-000  
Texaco Natural Gas, Inc.  
Docket No. ER95-1787-000  
Texas-Ohio Power Marketing, Inc.  
Docket No. ER94-1676-000  
Texican Energy Ventures, Inc.  
Docket No. ER94-1362-000  
TexPar Energy, Inc.  
Docket No. ER95-62-000  
Thicksten Grimm Burgum, Inc.  
Docket No. ER96-2241-000  
Torco Energy Marketing, Inc.  
Docket No. ER92-429-000  
Tosco Power, Inc.  
Docket No. ER96-2635-000  
Total Gas & Electric, Inc.  
Docket No. ER97-4202-000  
Total Gas & Electricity (PA), Inc.  
Docket No. ER99-2182-000  
Tractebel Energy Marketing, Inc.  
Docket No. ER94-142-000  
TransCanada Energy Ltd.  
Docket No. ER95-692-000  
TransCanada Power Marketing, Ltd.  
Docket No. ER98-564-000  
TransCurrent, L.L.C.  
Docket No. ER98-1297-000  
Tri-Valley Corporation.  
Docket No. ER97-3428-000  
Trident Energy Marketing, Inc.  
Docket No. ER99-2069-000  
Turner Energy, L.L.C.  
Docket No. ER97-4108-000  
United American Energy Corp.  
Docket No. ER96-3092-000  
United Regional Energy LLC  
Docket No. ER97-2900-000  
Unocal Corporation  
Docket No. ER97-262-000  
US Energy, Inc.  
Docket No. ER96-2879-000  
U.S. Power & Light, Inc.  
Docket No. ER96-105-000  
UTIL. Power Marketing, Inc.

Docket No. ER97-3306-000  
UtiliSys Corporation  
Docket No. ER97-2426-000  
Utility Management and Consulting, Inc.  
Docket No. ER96-525-000  
Utility Management Corp.  
Docket No. ER96-1144-000  
The Utility-Trade Corp.  
Docket No. ER95-1382-000  
Vanpower, Inc.  
Docket No. ER96-552-000  
Vitol Gas and Electric, L.L.C.  
Docket No. ER94-155-000  
VTEC Energy, Inc.  
Docket No. ER95-1855-000  
Wasatch Energy Corporation.  
Docket No. ER97-1248-000  
Washington Gas Energy Services, Inc.  
Docket No. ER96-2830-000  
Watt Works  
Docket No. ER97-2592-000  
Westcoast Power Marketing, Inc.  
Docket No. ER95-378-000  
Western Energy Marketers, Inc.  
Docket No. ER98-537-000  
Western Power Providers, Inc.  
Docket No. ER95-1459-000  
Wickford Energy Marketing, L.C.  
Docket No. ER95-1415-000  
Wicor Energy Services, Inc.  
Docket No. ER96-34-000  
Williams Energy Marketing & Trading Co.  
Docket No. ER99-1722-000  
Wilson Power & Gas Smart, Inc.  
Docket No. ER95-751-000  
Woodruff Energy  
Docket No. ER97-3526-000  
Working Assets Green Power, Inc.  
Docket No. ER96-2914-000  
XERXE Group  
Docket No. ER98-1834-000  
Yankee Energy Marketing Company  
Docket No. ER96-146-000  
Zapco Power Marketers, Inc.  
Docket No. ER98-689-000  
3E Technologies, Inc.  
Docket No. ER98-3809-000  
  
*Affiliated Power Marketers*  
AEP Power Marketing, Inc.  
Docket No. ER96-2495-000  
AES Power, Inc.  
Docket No. ER94-890-000  
AllEnergy Marketing Company  
Docket No. ER98-6-000  
Alliant Energy Industrial Services, Inc.  
Docket No. ER99-1775-000  
Alpena Power Marketing, L.L.C.  
Docket No. ER97-4745-000  
Aquila Energy Marketing Corp.  
Docket No. ER99-1751-000  
Avista Energy, Inc.  
Docket No. ER96-2408-000  
Bangor Energy Resale, Inc.  
Docket No. ER98-459-000  
British Columbia Power Exchange Corp.  
Docket No. ER97-4024-000  
Cargill-Alliant, L.L.C.  
Docket No. ER97-4273-000  
Central Hudson Enterprise Corporation  
Docket No. ER97-2869-000  
CET Marketing L.P.  
Docket No. ER98-4412-000  
CinCap IV, LLC  
Docket No. ER98-421-000  
CinCap V, LLC

- Docket No. ER98-4055-000  
Cinergy Capital & Trading, Inc.  
Docket No. ER98-730-000  
CLECO Energy, L.L.C.  
Docket No. ER98-1170-000  
Clinton Energy Management Services, Inc.  
Docket No. ER98-3934-000  
CMS Marketing, Services and Trading Co.  
Docket No. ER96-2350-000  
COM/Energy Marketing, Inc.  
Docket No. ER98-449-000  
Connectiv Energy Supply, Inc.  
Docket No. ER98-2045-000  
Consolidated Edison Energy, Inc.  
Docket No. ER98-2491-000  
Consolidated Edison Solutions, Inc.  
Docket No. ER97-705-000  
Constellation Energy Source, Inc.  
Docket No. ER99-198-000  
Constellation Power Sources, Inc.  
Docket No. ER97-2261-000  
CSW Energy Services, Inc.  
Docket No. ER98-2075-000  
CU Power Canada Ltd.  
Docket No. ER98-4582-000  
DePere Energy Marketing, Inc.  
Docket No. ER97-1432-000  
DPL Energy, Inc.  
Docket No. ER96-2601-000  
DTE CoEnergy, L.L.C.  
Docket No. ER97-3835-000  
DTE Edison America, Inc.  
Docket No. ER98-3026-000  
DTE Energy Trading, Inc.  
Docket No. ER97-3834-000  
Duke Energy Marketing Corporation  
Docket No. ER96-109-000  
Duke Energy Trading and Marketing, L.L.C.  
Docket No. ER96-2921-000  
Duke/Louis Dreyfus, L.L.C.  
Docket No. ER96-108-000  
DukeSolutions, Inc.  
Docket No. ER98-3813-000  
E prime, Inc.  
Docket No. ER99-1610-000  
Edison Mission Marketing & Trading, Inc.  
Docket No. ER99-852-000  
Edison Source  
Docket No. ER96-2150-000  
Elwood Marketing, L.L.C.  
Docket No. ER99-1465-000  
Energetix, Inc.  
Docket No. ER97-3556-000  
Energy Atlantic, LLC  
Docket No. ER98-4381-000  
Energy Masters International, Inc.  
Docket No. ER94-1402-000  
Enova Energy, Inc.  
Docket No. ER96-2372-000  
Enron Energy Services, Inc.  
Docket No. ER98-13-000  
Enron Power Marketing, Inc.  
Docket No. ER94-24-000  
Enserch Energy Services, Inc.  
Docket No. ER98-895-000  
Enserco Energy, Inc.  
Docket No. ER96-2964-000  
Entergy Power Marketing Corporation  
Docket No. ER95-1615-000  
First Energy Trading & Power Marketing, Inc.  
Docket No. ER95-1295-000  
FPL Energy Power Marketing, Inc.  
Docket No. ER98-3566-000  
GPU Advanced Resources, Inc.  
Docket No. ER97-3666-000  
Griffin Energy Marketing, L.L.C.
- Docket No. ER97-4168-000  
Horizon Energy Company  
Docket No. ER98-380-000  
H.Q. Energy Services (U.S.) Inc.  
Docket No. ER97-851-000  
Illinova Energy Partners, Inc.  
Docket No. ER94-1475-000  
Industrial Energy Applications, Inc.  
Docket No. ER95-1465-000  
Inventory Management & Distribution Co., Inc.  
Docket No. ER97-4116-000  
InterCoast Power Marketing Company  
Docket No. ER94-6-000  
LG&E Energy Marketing Inc.  
Docket No. ER94-1188-000  
Mid-American Power LLC  
Docket No. ER96-1858-000  
Montana Power Trading & Marketing Company  
Docket No. ER97-399-000  
NESI Power Marketing, Inc.  
Docket No. ER97-841-000  
NEV East, L.L.C.  
Docket No. ER97-4652-000  
NEV California, L.L.C.  
Docket No. ER97-4653-000  
NEV Midwest, L.L.C.  
Docket No. ER97-4654-000  
New Energy Partners, LLC  
Docket No. ER99-1812-000  
New Energy Ventures, Inc.  
Docket No. ER97-4636-000  
Niagara Mohawk Energy Marketing, Inc.  
Docket No. ER96-2525-000  
Northern/AES Energy LLC  
Docket No. ER98-445-000  
NRG Power Marketing Inc.  
Docket No. ER97-4281-000  
NYSEG Solutions, Inc.  
Docket No. ER99-220-000  
OGE Energy Resources, Inc.  
Docket No. ER97-4345-000  
PacifiCorp Power Marketing, Inc.  
Docket No. ER95-1096-000  
PEC Energy Marketing Inc.  
Docket No. ER97-1431-000  
Pepco Services, Inc.  
Docket No. ER98-3096-000  
PG&E Energy Services, Energy Trading Corp.  
Docket No. ER95-1614-000  
PG&E Energy Trading Power, L.P.  
Docket No. ER95-1625-000  
PP&L EnergyPlus Company  
Docket No. ER98-4608-000  
PPM One LLC  
Docket No. ER97-3926-000  
PPM Two LLC  
Docket No. ER97-3927-000  
PPM Three LLC  
Docket No. ER97-3928-000  
PPM Four LLC  
Docket No. ER97-3929-000  
PPM Five LLC  
Docket No. ER97-3930-000  
PPM Six LLC  
Docket No. ER97-3931-000  
Primary Power Marketing, LLC  
Docket No. ER98-4333-000  
Progress Power Marketing, Inc.  
Docket No. ER96-1618-000  
PSEG Energy Technologies Inc.  
Docket No. ER97-2176-000  
QST Energy Trading Inc.  
Docket No. ER96-553-000  
R. Hadler and Company, Inc.
- Docket No. ER97-3056-000  
Reliant Energy Services, Inc.  
Docket No. ER99-1801-000  
SCANNA Energy Marketing, Inc.  
Docket No. ER96-1086-000  
Select Energy, Inc.  
Docket No. ER99-14-000  
Sempra Energy Trading Corp.  
Docket No. ER94-1691-000  
SIGCORP Energy Services, L.L.C.  
Docket No. ER99-2181-000  
Southern Company Energy Marketing L.P.  
Docket No. ER97-4166-000  
Southern Energy California  
Docket No. ER99-1841-000  
Southern Energy New England, LLC  
Docket No. ER98-4118-000  
Southern Energy Retail Trading & Marketing, Inc.  
Docket No. ER98-1149-000  
Southern Energy Trading & Marketing, Inc.  
Docket No. ER95-976-000  
Spokane Energy, LLC  
Docket No. ER98-4336-000  
TECO EnergySource, Inc.  
Docket No. ER96-1563-000  
TransAlta Energy Marketing Corp.  
Docket No. ER96-1316-000  
TransAlta Energy Marketing (US) Inc.  
Docket No. ER98-3184-000  
UGI Power Supply, Inc.  
Docket No. ER96-2715-000  
Unicom Power Marketing, Inc.  
Docket No. ER97-3954-000  
Union Electric Development Corporation  
Docket No. ER97-3663-000  
Unitil Resources, Inc.  
Docket No. ER97-2462-000  
WPS Energy Services, Inc. and WPA Power Development, Inc.  
Docket No. ER96-1088-000  
XENERGY  
Docket No. ER97-2517-000
- Affiliated Power Producers*  
AES Alamitos, L.L.C.  
Docket No. ER98-2185-000  
AES Creative Resources, L.P. and AES Eastern Energy, L.P.  
Docket No. ER99-1773-000  
AES Huntington Beach, L.L.C.  
Docket No. ER98-2184-000  
AES Redondo Beach, L.L.C.  
Docket No. ER98-2186-000  
AmerGen Energy Company, L.L.C.  
Docket No. ER99-754-000  
Arthur Kill Power, L.L.C.  
Docket No. ER99-2161-000  
Astoria Power, L.L.C.  
Docket No. ER99-2160-000  
AYP Energy, Inc.  
Docket No. ER99-954-000  
Bridgeport Energy LLC  
Docket No. ER98-2783-000  
Cabrillo Power I, L.L.C.  
Docket No. ER99-1115-000  
Cabrillo Power II, L.L.C.  
Docket No. ER99-1116-000  
Carr Street Generating Station, L.P.  
Docket No. ER98-4095-000  
CH Resources, Inc.  
Docket No. ER99-1001-000  
CinCac VI, L.L.C.  
Docket No. ER99-1727-000  
Commonwealth Chesapeake Company, L.L.C.  
Docket No. ER99-415-000  
Cordova Energy Company, L.L.C.

Docket No. ER99-2156-000  
 CSW Power Marketing  
 Docket No. ER97-1238-000  
 Denver City Energy Associates, L.P.  
 Docket No. ER97-4084-000  
 De Pere Energy, L.L.C.  
 Docket No. ER97-4586-000  
 Duke Energy Morro Bay, L.L.C.  
 Docket No. ER98-2681-000  
 Duke Energy Moss Landing, L.L.C.  
 Docket No. ER98-2680-000  
 Duke Energy New Smyrna Beach Power Co.  
 Ltd., LLP  
 Docket No. ER98-2624-000  
 Duke Energy Oakland, L.L.C.  
 Docket No. ER98-2682-000  
 Duke Energy South Bay, L.L.C.  
 Docket No. ER99-1785-000  
 Dunkirk Power, L.L.C.  
 Docket No. ER99-2168-000  
 El Dorado Energy, LLC  
 Docket No. ER98-4109-000  
 El Segundo Power, L.L.C.  
 Docket No. ER98-1127-000  
 Elwood Energy, L.L.C.  
 Docket No. ER99-1695-000  
 EME Homer City Generation, L.P.  
 Docket No. ER99-666-000  
 Energy East South Glens Falls, LLC  
 Docket No. ER99-1261-000  
 Entergy Nuclear Generating Company  
 Docket No. ER99-1004-000  
 ESI Vansycle Partners, L.P.  
 Docket No. ER98-2494-000  
 FPL Energy AVEC LLC  
 Docket No. ER98-3565-000  
 FPL Energy Maine Hydro LLC  
 Docket No. ER98-3511-000  
 FPL Energy Mason LLC  
 Docket No. ER98-3562-000  
 FPL Energy Wyman LLC  
 Docket No. ER98-3563-000  
 FPL Energy Wyman IV LLC  
 Docket No. ER98-3564-000  
 Genesee Power Station, L.P.  
 Docket No. ER99-806-000  
 Grayling Generation Station, L.P.  
 Docket No. ER99-791-000  
 Harbor Cogeneration Company  
 Docket No. ER99-1248-000  
 Hawkeye Power Partners, L.L.C.  
 Docket No. ER98-2076-000  
 Huntley Power, L.L.C.  
 Docket No. ER99-2162-000  
 Kincaid Generation LLC  
 Docket No. ER99-1432-000  
 Koch Power Louisiana, L.L.C.  
 Docket No. ER99-637-000  
 Lake Benton Power Partners, LLC  
 Docket No. ER97-2904-000  
 Lake Benton Power Partners II, LLC  
 Docket No. ER98-4222-000  
 Lake Road Generating Company, L.P.  
 Docket No. ER99-1714-000  
 Lakewood Cogeneration L.P.  
 Docket No. ER99-1213-000  
 LG&E Capital Corp.  
 Docket No. ER99-2108-000  
 LG&E Westmoreland Rensselaer  
 Docket No. ER99-1125-000  
 Long Beach Generation, L.L.C.  
 Docket No. ER98-1796-000  
 Medical Area Total Energy Plant, Inc.  
 Docket No. ER98-1992-000  
 Millennium Power Partners, LP  
 Docket No. ER98-830-000  
 Minnesota Agri-Power, LLC

Docket No. ER99-1184-000  
 Mobile Energy Services Company, L.L.C.  
 Docket No. ER99-1204-000  
 Monmouth Energy, Inc.  
 Docket No. ER99-1293-000  
 NGE Generation, Inc.  
 Docket No. ER97-2518-000  
 PanEnergy Lake Charles Generation, Inc.  
 Docket No. ER96-1335-000  
 PDI Canada, Inc.  
 Docket No. ER99-1936-000  
 PDI New England, Inc.  
 Docket No. ER99-1936-000  
 Penobscot Hydro, LLC  
 Docket No. ER99-1940-000  
 Pittsfield Generating Company, L.P.  
 Docket No. ER98-4400-000  
 Reliant Energy Coolwater, L.L.C.  
 Docket No. ER99-2082-000  
 Reliant Energy Mandalay, L.L.C.  
 Docket No. ER99-2080-000  
 Reliant Energy Ellwood, L.L.C.  
 Docket No. ER99-2081-000  
 Reliant Energy Etiwanda, L.L.C.  
 Docket No. ER99-2083-000  
 Reliant Energy Ormond Beach, L.L.C.  
 Docket No. ER99-2079-000  
 Rockingham Power, L.L.C.  
 Docket No. ER99-1567-000  
 Rocky Road Power L.L.C.  
 Docket No. ER99-2157-000  
 Somerset Power L.L.C.  
 Docket No. ER99-1712-000  
 Southern Energy Bowline, L.L.C.  
 Docket No. ER99-2044-000  
 Southern Energy Canal, L.L.C.  
 Docket No. ER98-4155-000  
 Southern Energy Delta, L.L.C.  
 Docket No. ER99-1842-000  
 Southern Energy Kendall, L.L.C.  
 Docket No. ER98-4116-000  
 Southern Energy Lovett, L.L.C.  
 Docket No. ER99-2043-000  
 Southern Energy NY-GEN, L.L.C.  
 Docket No. ER99-2045-000  
 Southern Energy Potrero, L.L.C.  
 Docket No. ER99-1833-000  
 Southern Energy Wisconsin, L.L.C.  
 Docket No. ER99-669-000  
 State Line Energy, Inc.  
 Docket No. ER96-2869-000  
 Storm Lake Power Partners I, L.L.C.  
 Docket No. ER98-4643-000  
 Storm Lake Power Partners II, L.L.C.  
 Docket No. ER97-4222-000  
 Storm Lake Power Partners II, L.L.C.  
 Docket No. ER99-1228-000  
 Tenaska Frontier Partners, Ltd.  
 Docket No. ER98-1767-000  
 USGen New England  
 Docket No. ER98-6-000  
 West Georgia Company L.P.  
 Docket No. ER99-2186-000  
 West Texas Wind Energy Partners, L.L.C.  
 Docket No. ER98-1965-000  
 Western Kentucky Energy Corp.  
 Docket No. ER98-1279-000  
 Wisvest-Connecticut, L.L.C.  
 Docket No. ER99-967-000  
 WKE Station Two, Inc.  
 Docket No. ER98-1278-000

*Other Utilities With Market-Based Rates*

AG-Energy, L.P.  
 Docket No. ER98-2782-000  
 Automated Power Exchange

Docket No. ER98-1033-000  
 Boralex Stratton Energy Inc.  
 Docket No. ER98-4652-000  
 Brooklyn Navy Yard Cogeneration Partners,  
 L.P.  
 Docket No. ER97-886-000  
 Cadillac Renewable Energy  
 Docket No. ER98-4515-000  
 Canadian Niagara Power Company  
 Docket No. ER99-1875-000  
 Choctaw Generation Limited Partnership  
 Docket No. ER98-3774-000  
 Cobisa-Person Limited Partnership  
 Docket No. ER98-2498-000  
 Cogen America Parlin Inc.  
 Docket No. ER96-1680-000  
 Cogen Energy Technologies  
 Docket No. ER98-4423-000  
 Commonwealth Atlantic Limited Partnership  
 Docket No. ER90-24-000  
 Consolidated Water Power Company  
 Docket No. ER98-4512-000  
 Dartmouth Power Associates L.P.  
 Docket No. ER96-149-000  
 Dighton Power Associates L.P.  
 Docket No. ER99-616-000  
 Edgar Electric Cooperative Association  
 Docket No. ER98-2305-000  
 GEN-SYS Energy  
 Docket No. ER97-4335-000  
 Geysers Power Company  
 Docket No. ER99-1983-000  
 Golden Spread Electric Cooperative  
 Docket No. ER99-705-000  
 Great Bay Power Corporation  
 Docket No. ER96-726-000  
 GS Electric Generating Cooperative, Inc.  
 Docket No. ER97-3583-000  
 Indeck Pepperell Power Associates, Inc.  
 Docket No. ER96-345-000  
 Logan Generating Company, L.P.  
 Docket No. ER95-1007-000  
 Lowell Cogeneration Company L.P.  
 Docket No. ER97-2414-000  
 LSP Energy Limited Partnership  
 Docket No. ER98-2259-000  
 Midwest Energy, Inc.  
 Docket No. ER96-2027-000  
 Milford Power L.P.  
 Docket No. ER93-493-000  
 Mountainview Power Company  
 Docket No. ER98-4301-000  
 Northeast Empire Limited Partnership #1  
 Docket No. ER98-4183-000  
 Northeast Empire Limited Partnership #2  
 Docket No. ER98-1125-000  
 Old Dominion Electric Cooperative  
 Docket No. ER97-4314-000  
 Oxbow Power Marketing, Inc.  
 Docket No. ER96-1196-000  
 Pacific Northwest Generating Cooperative  
 Docket No. ER97-504-000  
 PEI Power Corp.  
 Docket No. ER98-2270-000  
 Power City Partners, L.P.  
 Docket No. ER98-2782-000  
 Riverside Canal Power Company  
 Docket No. ER98-4302-000  
 RockGen Energy, L.L.C.  
 Docket No. ER99-970-000  
 SCC-L1, L.L.C.  
 Docket No. ER99-1914-000  
 SCC-L2, L.L.C.  
 Docket No. ER99-1915-000  
 SCC-L3, L.L.C.  
 Docket No. ER99-1942-000  
 Seneca Power Partners, L.P.

Docket No. ER98-2782-000  
 Sithe New England Holdings L.L.C.  
 Docket No. ER98-1943-000  
 Southwood 2000, Inc.  
 Docket No. ER98-2603-000  
 Sterling Power Partners, L.P.  
 Docket No. ER98-2782-000  
 Sunlaw Cogeneration Partners, L.P.  
 Docket No. ER99-213-000  
 UAE Lowell Power, L.L.C.  
 Docket No. ER99-1744-000  
 Westchester Resco Company, L.P.  
 Docket No. ER98-3030-000  
 Williams Generating Company—Hazelton  
 Docket No. ER97-4587-000  
 Wolverine Power Supply Cooperative, Inc.  
 Docket No. ER98-411-000

**Order Denying Rehearing, Revising Reporting Requirements for Power Marketers and Power Producers with Market-Based Rate Authorization, Staying Effect of the Revised Reporting Requirements, and Establishing Procedures**

Issued May 27, 1999.

On October 25, 1996, in Docket No. EL96-2573-001, Southern Company Services, Inc. (Southern) filed a request for rehearing of the Commission's letter order issued on September 25, 1996.<sup>2</sup> Southern requests the Commission to revise the requirement that traditional public utilities with market-based rate authority must file service agreements for long-term (longer than one year in duration) transactions within 30 days after commencement of service. Southern asks the Commission to allow such public utilities instead to report all transactions, long-term as well as short-term, in quarterly transaction summaries, as power marketers (non-traditional public utilities, without ownership, operation or control of generation or transmission facilities) currently are permitted to do.<sup>3</sup>

<sup>2</sup> Southern Company Services, Inc., 76 FERC ¶ 61,321 (1996) (September 25 Order). The September 25 Order denied confidential treatment of a rate schedule attached to a service agreement filed by Southern as agent for Georgia Power Company. While commenting (at 3) that it "continue to believe that the Commission should allow rate schedules to be filed on a confidential basis," Southern does not request rehearing of the September 25 Order's denial of confidential treatment.

<sup>3</sup> For purposes of this order, "traditional public utilities" means public utilities that own, operate or control generation and/or transmission facilities. The Commission consistently has required such public utilities seeking blanket, open-ended market-based rate authorization—even those without a franchised service territory or captive ratepayers—to file service agreements for long-term transactions within 30 days after the date of commencement of service. See, e.g., Cataula Generating Company, L.P., 79 FERC ¶ 61,261 at 62,134 (1997); Kincaid Generation, L.L.C., 78 FERC ¶ 61,082 at 61,300-01 (1997). Any reference in this order to "power marketers" means public utilities without ownership, operation or control over generation and/or transmission facilities, i.e., independent power marketers and affiliated power marketers.

As discussed below, we will deny Southern's request for rehearing. We agree with Southern, however, that the Commission's goal of ensuring a competitive marketplace will be furthered by ending the current disparity between the reporting requirements for long-term contracts applicable to traditional public utilities selling at market-based rates and the reporting requirements applicable to power marketers. Accordingly, we are revising the reporting requirements for long-term contracts applicable to power marketers to be consistent with the reporting requirements applicable to traditional public utilities with market-based rates. Specifically, with respect to any long-term transaction agreed to by a power marketer after 30 days from the date of issuance of a final order in this proceeding, the power marketer must file a service agreement with the Commission within 30 days after service commences, rather than merely reporting transactions thereunder in its quarterly transaction summaries. We are also eliminating the requirement that power marketers file informational reports on their purchases.

We will also grant party status to all of the companies listed in the caption, and will entertain late motions to intervene filed by any other interested persons, so that they have the opportunity to seek rehearing regarding the change in policy announced herein. Further, we will delay the effectiveness of our new policy until 30 days after the issuance of a final order in this proceeding, when we will have acted upon any requests for rehearing. In the event no party requests rehearing of this order, then this order would be the final order in this proceeding. Power marketers will *not* be required to file long-term transactions that were agreed to or consummated prior to the effective date of this policy change.

**Discussion**

In an earlier proceeding involving Southern, we instituted, at Southern's behest, the practice of permitting traditional public utilities transacting under market-based rate authority to employ abbreviated reporting requirements for short-term (one year or

less in duration) transactions.<sup>4</sup> Specifically, we stated that all such traditional public utilities would thereafter be allowed to report short-term transactions on a summary, quarterly basis.<sup>5</sup> Southern in that proceeding—requested the abbreviated filing requirements only with respect to short-term transactions. For long-term transactions, it proposed to file separate service agreements, under umbrella agreements already on file, within 30 days after commencement of service. Southern asserted, and we agreed, that short-term transactions should be treated differently, because they frequently are not the subject of separate written agreements and may be negotiated orally and documented only by log entries.<sup>6</sup>

Now, on rehearing of the September 25 Order, Southern challenges the filing requirements for long-term market-based rate transactions that Southern itself proposed in *Southern I* for traditional public utilities. Southern now argues that continuing the disparity between filing requirements for long-term market-based rate transactions applicable to traditional public utilities and those applicable to power marketers is inconsistent with the Commission's goal of ensuring a level playing field in a competitive marketplace. We agree.

We do not agree, however, that the appropriate remedy is to relax the reporting requirements applicable to traditional public utilities for long-term market-based rate transactions. Rather, we believe that, as Southern argued in the *Southern I* proceeding, different reporting requirements are appropriate for short-term and long-term transactions. Therefore, just as power marketers and traditional public utilities currently have the same reporting requirements for short-term transactions (i.e., quarterly summaries), we conclude that they also should have the same reporting requirements for long-term transactions (i.e., filing of service agreements within 30 days after commencement of service). We discuss below our rationale for adopting reporting requirements based not on the type of seller involved, but rather on the type of transaction involved.

We initially emphasize that we are not imposing new filing requirements on power marketers. The policy change

<sup>4</sup> See Southern Company Services, Inc., 75 FERC ¶ 61,130, *clarified on other grounds*, 75 FERC ¶ 61,353 (1996) (*Southern I*).

<sup>5</sup> Southern proposed semi-annual transaction summaries, but we required the summaries to be filed quarterly, to accord with the requirements applicable to power marketers. See *id.*, 75 FERC at 61,444.

<sup>6</sup> See *id.*

In addition to the categories of "Independent Power Marketers" and "Affiliated Power Marketers," the caption of this order also lists companies under the categories of "Affiliated Power Producers" and "Other Utilities with Market-Based Rates" based on the list on the Commission's Internet site. Because these two categories may include utilities that may be, for some period of time, only power marketers, we have included them in the caption as well.

we announce herein reflects our decision to rescind, on a prospective basis, the waiver that we have generally granted to power marketers of the requirement to file long-term transaction agreements.<sup>7</sup> To provide those power marketers and their customers with appropriate notice of this policy change, we have included in the caption of this order the docket numbers for those power—marketers for whom we previously granted waiver of the requirement to file long-term transaction agreements. We also emphasize that this policy will apply only on a prospective basis, 30 days after the issuance of a final order in this proceeding.

The current general practice of sellers in the industry, both traditional public utilities and power marketers, is to engage in short-term transactions that frequently are not the subject of separate written agreements. To require traditional utilities and power marketers to prepare, negotiate and file a written agreement for every short-term transaction would seriously diminish the flexibility and efficiency of the short-term market and burden the resources of both the reporting parties and the Commission. We continue to believe, therefore, that our policy of allowing all short-term market-based rate transactions to be reported in quarterly summaries correctly balances the goal of an efficient and competitive marketplace with the Commission's responsibility to ensure that such transactions comply with the requirements of the Federal Power Act (FPA).<sup>8</sup>

For long-term transactions, on the other hand, a different balance is appropriate. Long-term transactions are almost always the subject of separate written agreements and do not normally involve the same time-sensitive pressures as short-term competitive

markets. Thus, to require all entities engaging in long-term transactions to file written agreements for such transactions, within 30 days of the date service commences, in our judgment will neither impede flexibility and efficiency in the long-term market nor unduly burden the resources of the reporting parties and the Commission. Moreover, we see no reason to continue allowing power marketers a more relaxed reporting requirement for long-term transactions than that applicable to traditional utilities. Power marketers, like any other public utility, are subject to the requirement under section 205(c) of the FPA to file with the Commission for public inspection all rates, charges, classifications and practices, as well as any contracts that affect or relate thereto.<sup>9</sup> As noted above, we continue to believe that quarterly transactional summaries are, on balance, appropriate under section 205(c) for short-term transactions—which, in our experience, constitute the bulk of power marketers' jurisdictional activities. To the extent, however, that power marketers are engaged in long-term transactions, we will require them, like other public utilities selling at market-based rates, to file the actual long-term agreements with the Commission rather than merely report the transactions in quarterly summaries.

Accordingly, with respect to any long-term transaction (*i.e.*, longer than one year) agreed to or consummated by a power marketer after 30 days from the date of issuance of a final order in this proceeding, a service agreement must be filed within 30 days after commencement of service. To ensure clear identification of filings, and in order to facilitate the orderly maintenance of the Commission's files and public access to the documents, long-term transaction service agreements should not be filed together with short-term transaction summaries.<sup>10</sup> We will rescind, on a prospective basis, the waiver previously granted to power marketers of the requirement to file long-term transaction agreements with the Commission.

Our new policy will apply prospectively, but it will apply to existing, as well as new, power marketers. In view of the fact that we are announcing a new policy at the rehearing stage of this proceeding, we

have listed the affected power marketers, and the dockets in which they were granted market-based rate authorization, in the caption of this order, and we are directing the Secretary to publish this order in the **Federal Register**. Further, as a matter of administrative convenience, all of the companies listed in the caption are hereby made parties to this proceeding. With respect to other interested persons, we believe that it is appropriate to make an exception to our practice of not permitting late interventions for the purpose of filings requests for rehearing. Accordingly, we will entertain late motions to intervene in this proceeding for the purpose of filing requests for rehearing of this order.<sup>11</sup> Further, we will delay the effectiveness of the new reporting requirements announced herein pending Commission action on the requests for rehearing of this order and the issuance of a final order in this proceeding.

As noted, the affected companies are listed in the caption of this order for purposes of providing appropriate notice. While the Commission has made a diligent effort to ensure that all affected power marketers are included in the caption of this order, it is possible that some affected power marketers are not listed. However, this policy change will apply to all power marketers, regardless of their inclusion in the caption.<sup>12</sup>

It is not necessary for entities moving to intervene and/or requesting rehearing to list all of the dockets listed in the caption. Instead, in order to facilitate the processing of pleadings, for any person filing a late motion to intervene and/or a request for rehearing of this order, the caption of its pleading should refer only to "Southern Company Services, Inc., Docket No. ER96-2573-001" and the case-specific market-based rate docket number(s) with which it is concerned, if any. Further, as previously noted, it is possible that not all affected power marketers are included in the caption of this order. Any power marketer with market-based rate authorization not listed in the caption (or its customers) may also file a late motion to intervene and request for rehearing of this order.

<sup>7</sup> Sec 28 CFR 35.1(a) (1998), which, in pertinent part, requires every public utility to file rate schedules "setting forth all rates and charges for any transmission or sale of electric energy subject to the jurisdiction of this Commission, the classifications, practices, rules and regulations affecting such rates and charges and all contracts which in any manner affect or relate to such rates, charges, classifications, services, rules, regulations or practices, as required by section 205(c) of the Federal Power Act \* \* \*."

<sup>8</sup> See, *e.g.*, LG&E Power Marketing Inc., 68 FERC ¶ 61,247 at 62,124 (explaining that the quarterly filing requirement for marketers is necessary to ensure compliance with the FPA, to allow the Commission to evaluate the reasonableness of the rates and to provide for ongoing monitoring of the marketer's ability to exercise market power), *modified on other grounds*, 69 FERC ¶ 61,153 (1994); Enron Power Marketing, Inc., 66 FERC ¶ 61,244 at 61,598 (1994) (noting that the quarterly filings allow the Commission to monitor the marketer's adherence to the standards that allow it to sell at market-based rates).

<sup>9</sup> Enron Power Marketing, Inc., 65 FERC ¶ 61,305 at 62,406 (1993), *order on reh'g*, 66 FERC ¶ 61,244 (1994); National Electric Associates Limited Partnership, 50 FERC ¶ 61,378 at 62,157 n.15 (1990).

<sup>10</sup> See Consolidated Edison of New York, Inc., 78 FERC ¶ 61,298 at 62,286; *Southern I*, 75 FERC at 61,444-45.

<sup>11</sup> We strongly encourage those parties with common interests to file joint requests for rehearing, to the degree possible.

<sup>12</sup> In the event that a power marketer that is affected by this order is not listed in the caption of this order, it should inform the Commission of that fact, including the docket number in which it was granted market-based rate authority.



### The Commission Orders

(A) Southern's request for rehearing of the September 25 Order is hereby denied.

(B) Previously-granted waivers of the requirement to file long-term (longer than one year in duration) transaction agreements are hereby rescinded on a prospective basis, effective 30 days after the issuance of a final order in this proceeding, as discussed in the body of this order.

(C) Pursuant to Ordering Paragraph (B), the reporting requirements applicable to power marketers for long-term (longer than one year in duration) transactions are hereby revised to match those applicable to traditional public utilities, effective 30 days after the issuance of a final order in this proceeding, as discussed in the body of this order.

(D) The entities listed in the caption of this order are hereby made parties to this proceeding.

(E) The Secretary shall promptly publish a copy of this order in the **Federal Register**.

By the Commission. Commissioner Bailey concurred with a separate statement attached.

**Linwood A. Watson, Jr.,**  
*Acting Secretary.*

Bailey, Commissioner, *concurring*

I strongly support this order to the extent it equalizes the reporting requirements for both marketers and traditional utilities which have Commission authorization to sell power at market-based rates.

I have previously questioned the rationale, if any, for different reporting requirements for different types of sellers with market-based power sales authority.<sup>1</sup> I can see no reason, in a post-Order No. 888 world of increased competition and nondiscriminatory access to transmission service, to treat marketers any differently than traditional utilities for purposes of reporting their power sales transactions. I have been concerned that the disparity in reporting requirements could somehow confer a competitive advantage on those power sellers with a lesser reporting obligation and, perhaps, without the same obligation to disclose commercially sensitive information. Today's order removes that disparity.

I am less certain as to the desirability of the Commission's means to remove the disparity in reporting requirements. The Commission chooses to *increase* the reporting requirements applicable to power marketers by obligating them to file for Commission review all long-term power sales agreements (which now need only be reflected in quarterly transaction summaries). In my opinion, the better approach might be to

decrease the reporting requirements applicable to traditional utilities by allowing them to reflect their long-term transactions in the quarterly reports they currently are allowed to file for all short-term transactions.

Today's order explains why power marketers should not be particularly burdened by the new filing requirement, since long-term agreements typically are reduced to writing anyway. Today's order does not explain, however, how the filing (as opposed to the quarterly reporting) of long-term agreements by marketers and traditional utilities alike will materially help the Commission in its monitoring of competitive markets and in its responsibility to ensure that all wholesale power rates are just and reasonable.

I suspect the benefit, from the Commission's perspective, in the filing of long-term power sales agreements lies in the belief that the such filing will convey more and better information (on price, terms and conditions) than that reflected in the quarterly reports the Commission receives. If, so, I question whether the better approach is not to add to the filing requirements of power marketers, but rather to standardize and improve the quantity and quality of information reflected in the quarterly reports they submit.

Even if there is no general obligation to file long-term agreements, the Commission presumably would continue to require their filing to the extent they reflect a transaction among affiliates.<sup>2</sup> Moreover, since, as the order explains, the quarterly reporting requirement for short-term transactions is based on a discretionary waiver of the section 205 notice and filing requirement, the Commission could rescind that waiver, and require the filing of any agreement, at any time—such as upon the filing of a customer complaint. (This is analogous to the Commission's commitment to rescind any waiver of the Order No. 888 (open access tariff) and 889 (OASIS and separation of functions) requirements upon the filing of a customer complaint<sup>3</sup>).

It may be useful to consider this issue in a more global context. The Commission might want to consider that type of information it (and the public) needs from the sellers of power at market-based rates at the same time it considers other reporting and filing improvements—for example, at the time it considers revisions to the FERC Form 1 reporting requirements applicable to all public utilities.

And I am reluctant to insist upon generic improvements to Commission reporting and filing requirements in the context of our action on a single request for rehearing filed

<sup>2</sup> The Commission has long required power marketers with market-based rate authorization to commit in their tariffs not to sell power to or purchase power from an affiliated traditional utility, and vice versa, unless the Commission first approves such a transaction in a separate rate filing under section 205 of the FPA. *Cf., e.g.,* Detroit Edison Company, 80 FERC ¶ 61,348 (1997); GPU Advanced Resources, Inc., 81 FERC ¶ 61,335 (1997).

<sup>3</sup> See Central Minnesota Municipal Power Agency, 79 FERC ¶ 61,260 at 61,127 (1997); Easton Utilities Commission, *et al.*, 83 FERC ¶ 61,334 (1998).

almost three years ago by a single utility in a particular adjudication. Today's order, recognizing the Commission's adoption of new policy, grants party status to power marketers, which might otherwise be caught off-guard, for the purpose of seeking rehearing of this rehearing order. I welcome any comment as to whether the Commission should employ a different method for equalizing the reporting and filing requirements applicable to power marketers and traditional utilities.

**Vicky A. Bailey,**  
*Commissioner.*

[FR Doc 99-14120 Filed 6-3-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP98-645-000]

#### Trunkline Gas Company; Notice of Informal Technical Conference

May 28, 1999.

The Federal Energy Regulatory Commission (Commission) will convene an informal staff technical conference on June 28, 1999, at 2:00 p.m., in Room 3M3, of the Commission's offices at 888 First Street, N.E., Washington, D.C., to discuss Trunkline's answers to staff's data requests in the above-captioned proceeding. The conference is open to all interested persons.

**Linwood A. Watson, Jr.,**  
*Acting Secretary.*

[FR Doc. 99-14176 Filed 6-3-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP99-102-000]

#### Wyoming Interstate Company, Ltd.; Notice of Availability of the Environmental Assessment for the Proposed Medicine Bow Lateral Project

May 28, 1999.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) has prepared an environmental assessment (EA) that discusses the environmental impacts of the Medicine Bow Lateral Project proposed in the above-referenced docket. The proposed project would include the construction and operation of approximately 149 miles of 24-inch-diameter pipeline and 7,170 horsepower (hp) of compression.

<sup>1</sup> See *Clarksdale Public Utilities Commission v. Energy Services, Inc.*, 85 FERC ¶ 61,268 at 62,079-80 ((1998) concurring statement).