

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Docket No. CP00-40-000]

Florida Gas Transmission Company;
Notice of Application

December 10, 1999.

Take notice that on December 1, 1999, Florida Gas Transmission Company (FGT), 1400 Smith Street, P.O. Box 1188, Houston, Texas 77251-1188, filed in Docket No. CP00-40-000 an application pursuant to Section 7(c) of the Natural Gas Act (NGA) and Part 157 of the Federal Energy Regulatory Commission's (Commission) Regulations, for a certificate of public convenience and necessity authorizing FGT to: (1) Construct, own and operate certain pipeline facilities on FGT's system; (2) acquire an undivided interest in an existing interstate supply lateral; (3) roll-in the costs associated with the proposed expansion of its facilities; (4) approve certain rate and accounting treatment related to the proposed facilities; and (5) approve the submitted *pro forma* tariff sheets, all as more fully set forth in the application which is on file with the Commission and open to 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).

Specifically, FGT proposes to: (1) Acquire an undivided interest in Koch Gateway Pipeline Company's (Koch Gateway) Mobile Bay Lateral in Mobile County, Alabama that will give FGT capacity of 300,000 Dth per day; (2) construct approximately 215 miles of various diameter pipeline, additional compression totaling 89,765 horsepower, four delivery points, one new supply measurement station, and various other miscellaneous facilities (located in George County, Mississippi; Mobile and Baldwin Counties, Alabama; and Suwannee, Columbia; Bradford, Clay, Putnam, Marion, Citrus, Hernando, Hillsborough, Polk, Lake, Seminole, Volusia, Washington, Bay, Gadsden, Orange, Osceola, Santa Rosa, Gadsden, Taylor, and Gilchrist Counties, Florida); and (3) rehabilitate and re-certificate 15.7 miles of pipeline located in Washington County, Florida that was previously abandoned in place. FGT refers to the proposed project as the Phase V Expansion and estimates the total cost to be \$436.8 million, including an estimated \$10 million for the proposed acquisition of an interest in the Mobile Bay Lateral. Koch Gateway filed a concurrent application in Docket No. CP00-39-000 for permission and

approval to abandon, by sale to FGT, an undivided interest in its Mobile Bay Lateral facilities.

It is indicated in FGT's application that the additional summer capacity that will be created by the proposed Phase V Expansion is 371,015 MMBtu per day. FGT states that it held open seasons for transportation service on the Phase V Expansion and for turnback capacity. As a result of those open seasons, 2,364 MMBtu per day of capacity (on an annual daily average) was turned back, and FGT executed firm transportation service agreements having 20 year terms with eight parties for service pursuant to FGT's Rate Schedule FTS-2. The maximum daily transportation quantities in the agreements are set forth on a seasonal basis and, net of turn-back volumes, amount to 371,015 MMBtu per day for the summer months and, over the entire year, amount to an annual daily average of 269,695 MMBtu per day.

FGT requests that the Commission find that the costs of the proposed Phase V Expansion can be rolled-in to establish rates for service under its incrementally priced Rate Schedule FTS-2. FGT states that the maximum rates applicable to Rate Schedule FTS-2 are expected to be lower as a result of such rolling-in of costs and thus, will not require subsidies from existing shippers. FGT has agreed to a negotiated rate with one shipper, Southern Company Services, Inc. (Southern Company), that is below the currently effective maximum 100% load factor rate applicable to Rate Schedule FTS-2. FGT has submitted, for approval, *pro forma* tariff sheets reflecting the negotiated rate with Southern Company, and changes to the General Terms and Conditions of FGT's tariff to permit FGT to track and recover certain power costs associated with the installation of two electric drive compressor units.

FGT requests that the Commission issue a preliminary determination on non-environmental issues by July 1, 2000, and a final determination on all certificate issues on or before January 1, 2001, to enable FGT to render service on a proposed in-service date of April 1, 2002. However, FGT asks that it be allowed to phase-in gas deliveries to two expansion shippers (Florida Power & Light Company, and Southern Company) requiring early deliveries, commencing on October 1, 2001, for power generating plant preparation and testing. At the time that certain Phase V Expansion facilities are placed in-service to provide such early deliveries, FGT requests authorization to cease calculating AFUDC on those specific facilities and capture and defer, as a

regulatory asset, depreciation and a calculated amount for pretax return, from the time these certain facilities are placed in-service until the entire Phase V Expansion is placed in-service.

Any questions regarding the application should be directed to Mr. Stephen T. Veatch, Director of Certificates and Regulatory Reporting, Suite 3997, 1400 Smith Street, Houston, Texas 77002 or call (713) 853-6549.

Any person desiring to be heard or making any protest with reference to said application should on or before December 30, 1999, file with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. The Commission's rules require that protestors provide copies of their protests to the party or person to whom the protests are directed. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

A person obtaining intervenor status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents issued by the Commission, filed by the applicant, or filed by all other intervenors. An intervenor can file for rehearing of any Commission order and can petition for court review of any such order. However, an intervenor must serve copies of comments or any other filing it makes with the Commission to every other intervenor in the proceeding, as well as filing an original and 14 copies with the Commission.

A person does not have to intervene, however, in order to have comments considered. A person, instead, may submit two copies of such comments to the Secretary of the Commission. Commenters will be placed on the Commission's environmental mailing list, will receive copies of environmental documents, and will be able to participate in meetings associated with the Commission's environmental review process. Commenters will not be required to serve copies of filed documents on all other parties. However, commenters will not receive copies of all documents filed by other parties or issued by the

Commission, and will not have the right to seek rehearing or appeal the Commission's final order to a Federal court.

The Commission will consider all comments and concerns equally, whether filed by commenters or those requesting intervenor status.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the NGA and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on these applications if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for FGT to appear or be represented at the hearing.

David P. Boergers,
Secretary.

[FR Doc. 99-32534 Filed 12-15-99; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP00-28-001]

Florida Gas Transmission Company; Notice of Compliance Filing

December 10, 1999.

Take notice that on December 7, 1999, Florida Gas Transmission Company (FGT) tendered for filing to become part of its FERC Gas Tariff, Third Revised Volume No. 1, the following tariff sheets, effective December 15, 1999.

Fourth Revised Sheet No. 125A
Fifth Revised Sheet No. 129
Third Revised Sheet No. 129A
First Revised Sheet No. 129C
First Revised Sheet No. 163B
Third Revised Sheet No. 163C
First Revised Sheet No. 163D
Second Revised Sheet No. 163E
Second Revised Sheet No. 163H
Fourth Revised Sheet No. 184B
First Revised Sheet No. 184D

FGT states that on October 15, 1999, in Docket No. RP00-28-000, FGT submitted pro forma changes to the General Terms and Conditions (GTC) of

this Tariff (October 15 Filing) in compliance with the Commission's May 26, 1999 order in Docket Nos. RP99-186-000 and 001 and the "Notice of Extension of Time" dated July 28, 1999 in the same docket. The October 15 Filing included pro forma tariff changes to: (1) conform the non-compliance penalties tied to a specific index to the highest/lowest indices used for cashing out monthly imbalances, (2) clarify that the deferred fuel accounting will be separately shown on the Annual Report as it is in the Tariff and that only the net over or under recovery of fuel will be carried to the Balancing Tools Account as currently provided for in the Balancing Tools Account provisions of Section 19.1A.3, and (3) delete section 19.1B.4 of the GTC which requires FGT to make a tariff filing to increase non-compliance penalties when system balancing costs exceed revenues. The pro forma tariff changes were approved by Commission order dated November 26, 1999 (November 26 Order) FGT states that the filing is submitted in compliance with the November 26, Order to implement the approved tariff changes.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with section 385.211 of the Commission's Rules and Regulations. All such protests must be filed as provided in Section 154.210 of the Commission's Regulations. 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. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room. This filing may be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

David P. Boergers,
Secretary.

[FR Doc. 99-32539 Filed 12-5-99; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP00-43-000]

Gas Transport, Inc., Great Lakes Gas Transport, LLC; Notice of Application

December 10, 1999.

Take notice that on December 3, 1999, Gas Transport, Inc. (GTI) and Great Lakes Gas Transport (GLGT)

(Applicants) jointly filed in Docket No. CP00-43-000 an application pursuant to sections 7(b) and 7(c) of the Natural Gas Act (NGA) for a certificate of public convenience and necessity authorizing GLGT to acquire and operate interstate pipeline facilities and to transport natural gas in interstate commerce, and for an order permitting GTI to abandon such facilities and services, all as more fully set forth in the application which is on file with the Commission and open to public inspection. This filing may be viewed on the web at <http://www.ferc.us/online/rims.htm> (call 202-208-2222 for assistance).

Communications concerning this filing should be addressed to: Rick Giannantonio, FirstEnergy Corp., 76 South Main Street, Akron, Ohio 44308, Telephone: (330) 384-5893, Facsimile: (330) 384-3875.

Kevin J. McIntyre, Jones, Day, Reavis & Pogue, 51 Louisiana Avenue, NW, Washington, DC 20001, Telephone: (202) 879-3939, Facsimile: (202) 626-1700.

Applicants state that GTI is merging with and into GLGT, thereby effectively transferring its interstate pipeline facilities and contracts to GLGT. It is indicated that upon such merger, and related certificate transfer, GLGT (a newly formed corporation) will become a "natural-gas company" under the Natural Gas Act and a successor in interest to GTI's interstate pipeline business.

It is stated that the proposal will have no adverse effect on GTI's jurisdictional ratepayers. There will be no change in the services previously found to be required by the public convenience and necessity. Applicants submit that the requested certificate amendments are in the public convenience and necessity.

Specifically that Applicants request that the Commission:

(1) issue a certificate of public convenience and necessity allowing GLGT to acquire the facilities and properties as proposed in the filing and approve the abandonment of such facilities and properties by GTI, which will result from GTI's merger with and into GLGT;

(2) issue a certificate of public convenience and necessity authorizing GLGT to undertake the transportation of natural gas and other services proposed in the filing and approve the abandonment of jurisdictional services by GTI;

(3) order that GLGT may adopt GTI's FERC Gas Tariff;

(4) order the substitution of GLGT for GTI with respect to all existing certificate and as applicant in all