

Electric Illuminating Company, effective April 10, 1998.

Copies of the proposed cancellation have been served upon Cleveland Electric Illuminating Company.

Comment date: May 6, 1998, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

E. Any person desiring to be heard or to protest said 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 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 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.

David P. Boergers,

Acting Secretary.

[FR Doc. 98-11488 Filed 4-29-98; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EG98-65-000, et al.]

Duke Energy New Smyrna Beach Power Company, Ltd., L.L.P., et al. Electric Rate and Corporate Regulation Filings

April 24, 1998.

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

1. Duke Energy New Smyrna Beach Power Company, Ltd., L.L.P.

[Docket No. EG98-65-000]

On April 22, 1998, Duke Energy New Smyrna Beach Power Company Ltd, L.L.P. ("Duke New Smyrna"), 422 South Church Street, Legal PB05E, Charlotte, N.C. 28202-1904, filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to Part 365 of the Commission's regulations.

Duke New Smyrna is a wholly owned, indirect affiliate of Duke Energy Corporation. Duke New Smyrna is developing a power plant consisting of two combustion turbines and one steam

turbine with an overall combined capacity of approximately 500 MW. Duke Energy New Smyrna intends to sell capacity and energy from the Facility at wholesale at rates to be negotiated with purchasers. On April 21, 1998, Duke New Smyrna filed an application pursuant to Section 205 of the Federal Power Act for acceptance of its market-based rate schedule.

Comment date: May 15, 1998, 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. Massachusetts Department of Telecommunications and Energy

[Docket No. EL98-42-000]

Take notice that on April 14, 1998, the Massachusetts Department of Telecommunications and Energy tendered for filing a Petition for Declaratory Order in the above-referenced docket.

Comment date: May 21, 1998, in accordance with Standard Paragraph E at the end of this notice.

3. Denver City Energy Associates, L.P.

[Docket No. ER97-4084-002]

Take notice that on April 21, 1998, Denver City Energy Associates, L.P. (DCE) tendered for filing a revised Code of Conduct in compliance with the letter order issued March 23, 1998 in Docket No ER97-4084-001.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

4. New York State Electric & Gas Corporation

[Docket No. ER98-2047-000]

Take notice that on April 10, 1998, New York State Electric & Gas Corporation tendered for filing a Notice of Withdrawal in the above referenced docket.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

5. Rochester Gas and Electric Company

[Docket No. ER98-2561-000]

Take notice that on April 16, 1998, Rochester Gas and Electric Company tendered for filing its quarterly report of transactions for the period January 1, 1998 to March 31, 1998.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

6. Commonwealth Electric Company Cambridge Electric Light Company

[Docket No. ER98-2563-000]

Take notice that on April 16, 1998, Commonwealth Electric Company (Commonwealth) and Cambridge Electric Light Company (Cambridge), collectively referred to as the "Companies," tendered for filing with the Federal Energy Regulatory Commission their quarterly reports under Commonwealth's Market-Based Power Sales Tariff (FERC Electric Tariff Original Volume No. 7) and Cambridge's Market-Based Power Sales Tariff (FERC Electric Tariff Original Volume No. 9) for the period of January 1, 1998 to March 31, 1998.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

7. PJM Interconnection, L.L.C.

[Docket No. ER98-2574-000]

Take notice that on April 17, 1998, PJM Interconnection, L.L.C. (PJM) tendered for filing signature pages (in some instances executed and in other instances unexecuted) of Load Serving entities required to the parties to the Reliability Assurance Agreement among Load Serving Entities in the PJM Control Area (RAA).

PJM requests a waiver of the Commission's notice requirements to permit an effective date of January 1, 1998 for the addition of the parties to the RAA, consistent with the effective date of the RAA.

PJM states that it served a copy of its filing on all parties to the RAA, including each of the parties for which a signature page is being tendered with this filing, and each of the state regulatory commissions within the PJM Control Area.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

8. PJM Interconnection, L.L.C.

[Docket No. ER98-2578-000]

Take notice that on April 17, 1998, PJM Interconnection, L.L.C. (PJM), tendered for filing two executed service agreements with Cargill-Alliant, L.L.C. for point-to-point service under the PJM Open Access Transmission Tariff.

Copies of this filing were served upon Cargill-Alliant, L.L.C.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

9. Project Owner, Powerhouse Systems, Inc.

[Docket No. ER98-2611-000]

Take notice that on April 20, 1998, Powerhouse Systems, Inc. filed a conditional tariff filing in compliance with the Commission's order of February 11, 1998, in Connecticut Valley Electric, Inc. v. Wheelabrator Claremont Company, L.P., *et al.*, Docket No. EL94-10-000, *et al.*

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

10. Wisconsin Electric Power Company

[Docket No. ER98-2616-000]

Take notice that on April 21, 1998, Wisconsin Electric Power Company (Wisconsin Electric) tendered for filing an electric service agreement under its Market Rate Sales Tariff (FERC Electric Tariff, Original Volume No. 8) with Merchant Energy Group of the Americas, Inc. (MEGA). Wisconsin Electric respectfully requests an effective date of May 15, 1998, to allow for economic transactions.

Copies of the filing have been served on MEGA, the Michigan Public Service Commission, and the Public Service Commission of Wisconsin.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

11. Wisconsin Electric Power Company

[Docket No. ER98-2617-000]

Take notice that on April 21, 1998, Wisconsin Electric Power Company (Wisconsin Electric) tendered for filing an electric service agreement under its Market Rate Sales Tariff (FERC Electric Tariff, Original Volume No. 8) with Northern/AES Energy, LLC (Northern). Wisconsin Electric respectfully requests an effective date of April 24, 1998 to allow for economic transactions.

Copies of the filing have been served on Northern, the Michigan Public Service Commission, and the Public Service Commission of Wisconsin.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

12. Nautilus Energy Company, LLC

[Docket No. ER98-2618-000]

Take notice that on April 21, 1998, Nautilus Energy Company, LLC (Nautilus) petitioned the Commission for acceptance of Nautilus Rate Schedule FERC No. 1; the granting of certain blanket approvals, including the authority to sell electricity at market-based rates; and the waiver of certain Commission regulations.

Nautilus intends to engage in wholesale electric power and energy purchases and sales as a marketer. Nautilus is not in the business of generating or transmitting electric power.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

13. Otter Lane Hydro LLC

[Docket No. ER98-2619-000]

Take notice that on April 21, 1998, Otter Lane Hydro LLC filed a conditional tariff filing in compliance with the Commission's order of February 11, 1998, in Connecticut Valley Electric Company Inc. v. Wheelabrator Claremont Company, L.P., *et al.*, Docket No. EL94-10-000, *et al.*, 82 FERC 61,116 (1998).

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

14. Ohio Power Company

[Docket No. ER98-2620-000]

Take notice that on April 21, 1998, Ohio Power Company (OPC) tendered for filing a Letter Agreement dated February 26, 1998, between OPC, Buckeye Power, Inc. (Buckeye) and Hancock-Wood Electric Cooperative, Inc. (HWEC). HWEC is an Ohio electricity cooperative and a member of Buckeye Power, Inc.

HWEC has requested OPC provide a delivery point, pursuant to provisions of the Power Delivery Agreement between OPC, Buckeye, The Cincinnati Gas & Electric Company, The Dayton Power and Light Company, Monongahela Power Company, Columbus Southern Power Company and Toledo Edison Company, dated January 1, 1968. OPC requests an effective date of August 7, 1998, for the tendered agreements.

OPC states that copies of its filing were served upon Hancock-Wood Electric Cooperative, Inc., Buckeye Power, Inc. and the Public Utilities Commission of Ohio.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

15. Rochester Gas and Electric Corporation

[Docket No. ER98-2621-000]

Take notice that on April 21, 1998, Rochester Gas and Electric Corporation (RG&E) filed a Service Agreement between RG&E and NEV East, LLC (Customer). This Service Agreement specifies that the Customer has agreed to the rates, terms and conditions of the RG&E open access transmission tariff filed on July 9, 1996 in Docket No. OA96-141-000.

RG&E requests waiver of the Commission's sixty (60) day notice requirements and an effective date of April 1, 1998 for the NEV East, LLC Service Agreement. RG&E has served copies of the filing on the New York State Public Service Commission and on the Customer.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

16. Duke Energy New Smyrna Beach Power Company Ltd., L.L.P.

[Docket No. ER98-2624-000]

Take notice that on April 21, 1998, Duke Energy New Smyrna Beach Power Company Ltd., L.L.P. (Duke New Smyrna) tendered for filing pursuant to Rule 205, 18 CFR § 385.205, an application for an order accepting its rates for filing, determining rates to be just and reasonable, and granting certain waivers and preapprovals.

Duke New Smyrna is developing an approximately 500 MW generation facility in New Smyrna Beach, Florida. Duke New Smyrna proposes to sell the facility's energy and capacity at market-based rates in the peninsular Florida market. Duke New Smyrna also seeks authority to sell, assign, or transfer transmission rights that it may acquire in the course of its power marketing activities.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

17. Idaho Power Company

[Docket No. ER98-2625-000]

Take notice that on April 21, 1998, Idaho Power Company (IPC) tendered for filing Service Agreements under Idaho Power Company FERC Electric Tariff No. 6, Market Rate Power Sales Tariff, between Idaho Power Company and Tucson Electric Power.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

18. West Texas Utilities Company

[Docket No. ER98-2627-000]

Take notice that on April 21, 1998, West Texas Utilities Company (WTU) submitted for filing Facilities Schedule A-4 to the Interconnection and Power Interchange Agreement between WTU and Brazos Electric Power Cooperative, Inc. (Brazos), dated December 12, 1996. Facilities Schedule A-4 provides for an interconnection point between WTU and Brazos to permit WTU to serve the City of Hearne, Texas (Hearne).

WTU requests an effective date of April 16, 1998. Accordingly, WTU requests waiver of the Commission's

notice requirements. A copy of this filing has been served on Brazos, Hearne, and the Public Utility Commission of Texas.

A copy of the filing has been provided to the Minnesota Public Utilities Commission and the Minnesota Department of Public Service.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

19. Minnesota Power & Light Company

[Docket No. ER98-2628-000]

Take notice that on April 21, 1998, Minnesota Power & Light Company (Minnesota Power) submitted for filing a transmission service agreement with its merchant operations arm, MPEX, for the provision of firm point-to-point transmission service for MPEX. Minnesota Power requests Commission approval on or before May 28, 1998.

A copy of the filing has been provided to the Minnesota Public Utilities Commission and the Minnesota Department of Public Service.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

20. Minnesota Power & Light Company

[Docket No. ER98-2629-000]

Take notice that on April 21, 1998, Minnesota Power & Light Company (Minnesota Power) submitted for filing a service agreement under Minnesota Power's Wholesale Coordination Service tariff WCS-1 by which Minnesota Power's merchant operations arm, MPEX, will deliver power and energy on behalf of Minnkota Power Cooperative, Inc. (Minnkota) using transmission service obtained by MPEX under Minnesota Power's open access transmission tariff. Minnesota Power requests Commission approval on or before May 28, 1998.

A copy of the filing has been provided to the Minnesota Public Utilities Commission and the Minnesota Department of Public Service.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

21. Niagara Mohawk Power Corporation

[Docket No. ER98-2641-000]

Take notice that on April 21, 1998, Niagara Mohawk Power Corporation (NMPC) tendered for filing an executed Transmission Service Agreement between NMPC and Aquila Power Corporation. The Transmission Service Agreement specifies that Aquila Power Corporation has signed on to and has agreed to the terms and conditions of

NMPC's Open Access Transmission Tariff as filed in Docket No. OA96-194-000. The Tariff, filed with FERC on July 9, 1996, will allow NMPC and Aquila Power Corporation to enter into separately scheduled transactions under which NMPC will provide transmission service for Aquila Power Corporation as the parties may mutually agree.

NMPC requests an effective date of April 9, 1998. NMPC has requested waiver of the notice requirements for good cause shown.

NMPC has served copies of the filing upon the New York State Public Service Commission and Aquila Power Corporation.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

22. Niagara Mohawk Power Corporation

[Docket No. ER98-2642-000]

Take notice that on April 21, 1998, Niagara Mohawk Power Corporation (NMPC) tendered for filing an executed Transmission Service Agreement between NMPC and Aquila Power Corporation. The Transmission Service Agreement specifies that Aquila Power Corporation has signed on to and has agreed to the terms and conditions of NMPC's Open Access Transmission Tariff as filed in Docket No. OA96-194-000. The Tariff, filed on July 9, 1996, will allow NMPC and Aquila Power Corporation to enter into separately scheduled transactions under which NMPC will provide transmission service for Aquila Power Corporation as the parties may mutually agree.

NMPC requests an effective date of April 9, 1998. NMPC has requested waiver of the notice requirements for good cause shown.

NMPC has served copies of the filing upon the New York State Public Service Commission and Aquila Power Corporation.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

23. AES Redondo Beach, L.L.C.

[Docket No. ER98-2646-000]

On April 21, 1998, AES Redondo Beach, L.L.C. (AES Redondo Beach), a subsidiary of The AES Corporation, unilaterally tendered for filing pursuant to Section 205 of the Federal Power Act, 16 U.S.C. § 824d, and Rule 205, 18 CFR 285.205, an unexecuted Participating Generator Agreement (Agreement) with the California Independent System Operator Corporation (ISO).

AES Redondo Beach states that the tendered Agreement is materially

identical to the Participating Generator Agreements that the Commission accepted for filing, suspended for a nominal period, and set for hearing on March 30, 1998, in Docket No. ER98-1910-000, *et al.* It requests that the Commission accept the Agreement for filing, grant waiver of notice so that the Agreement may take effect on the date that AES Redondo Beach acquires a generating facility, and set the Agreement for hearing. AES Redondo Beach states that a copy of its filing has been served on the ISO.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

24. AES Alamitos, L.L.C.

[Docket No. ER98-2647-000]

On April 21, 1998, AES Alamitos, L.L.C. (AES Alamitos), a subsidiary of The AES Corporation, tendered for filing pursuant to Section 205 of the Federal Power Act, 16 U.S.C. § 824d, and Rule 205, 18 CFR 285.205, an unexecuted Meter Service Agreement (Agreement) with the California Independent System Operator Corporation (ISO).

AES Alamitos states that the tendered Agreement is materially identical to the Meter Service Agreements that the Commission accepted for filing, suspended for a nominal period, and set for hearing on March 30, 1998, in Docket No. ER98-1842-000, *et al.* It requests that the Commission accept the Agreement for filing, to be effective on the date that AES Alamitos acquires a generating facility, and set the Agreement for hearing. AES Alamitos states that a copy of its filing has been served on the ISO.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

25. AES Huntington Beach, L.L.C.

[Docket No. ER98-2648-000]

On April 21, 1998, AES Huntington Beach, L.L.C. (AES Huntington Beach), a subsidiary of The AES Corporation, tendered for filing pursuant to Section 205 of the Federal Power Act, 16 U.S.C. § 824d, and Rule 205, 18 CFR 285.205, an unexecuted Meter Service Agreement (Agreement) with the California Independent System Operator Corporation (ISO).

AES Huntington Beach states that the tendered Agreement is materially identical to the Meter Service Agreements that the Commission accepted for filing, suspended for a nominal period, and set for hearing on March 30, 1998, in Docket No. ER98-1842-000, *et al.* It requests that the

Commission accept the Agreement for filing, to be effective on the date that AES Huntington Beach acquires a generating facility, and set the Agreement for hearing. AES Huntington Beach states that a copy of its filing has been served on the ISO.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

26. AES Huntington Beach, L.L.C.

[Docket No. ER98-2649-000]

Take notice that on April 21, 1998, AES Huntington Beach, L.L.C. (AES Huntington Beach), a limited liability subsidiary of The AES Corporation, unilaterally tendered for filing pursuant to Section 205 of the Federal Power Act, 16 U.S.C. § 824d, and Rule 205, 18 CFR 285.205, an unexecuted Participating Generator Agreement (Agreement) with the California Independent System Operator Corporation (ISO).

AES Huntington Beach states that the tendered Agreement is materially identical to the Participating Agreements that the Commission accepted for filing, suspended for a nominal period, and set for hearing on March 30, 1998, in Docket No. ER98-1910-000, *et al.* It requests that the Commission accept the Agreement for filing, grant waiver of notice so that the Agreement may take effect on the date that AES Huntington Beach acquires a generating facility, and set the Agreement for hearing. AES Huntington Beach states that a copy of its filing has been served on the ISO.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

27. AES Redondo Beach, L.L.C.

[Docket No. ER98-2650-000]

On April 21, 1998, AES Redondo Beach, L.L.C. (AES Redondo Beach), a subsidiary of The AES Corporation, tendered for filing pursuant to Section 205 of the Federal Power Act, 16 U.S.C. § 824d, and Rule 205, 18 CFR 285.205, an unexecuted Meter Service Agreement (Agreement) with the California Independent System Operator Corporation (ISO).

AES Redondo Beach states that the tendered Agreement is materially identical to the Meter Service Agreements that the Commission accepted for filing, suspended for a nominal period, and set for hearing on March 30, 1998, in Docket No. ER98-1842-000, *et al.* It requests that the Commission accept the Agreement for filing, to be effective on the date that AES Redondo Beach acquires a generating facility, and set the

Agreement for hearing. AES Redondo Beach states that a copy of its filing has been served on the ISO.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

28. AES Alamitos, L.L.C.

[Docket No. ER98-2651-000]

Take notice that on April 21, 1998, AES Alamitos, L.L.C. (AES Alamitos), a limited liability subsidiary of The AES Corporation, unilaterally tendered for filing pursuant to Section 205 of the Federal Power Act, 16 U.S.C. § 824d, and Rule 205, 18 CFR 285.205, an unexecuted Participating Generator Agreement (Agreement) with the California Independent System Operator Corporation (ISO).

AES Alamitos states that the tendered Agreement is materially identical to the Participating Generator Agreements that the Commission accepted for filing, suspended for a nominal period, and set for hearing on March 30, 1998, in Docket Nos. ER98-1910-000, ER98-1912-000, ER98-1930, ER98-1931-000, ER98-1933-000, ER98-1935-000, and ER98-2115-000. It requests that the Commission accept the Agreement for filing, grant waiver of notice so that the Agreement may take effect on the date that AES Alamitos acquires a generating facility, and set the Agreement for hearing. AES Alamitos states that a copy of its filing has been served on the ISO.

Comment date: May 11, 1998, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

E. Any person desiring to be heard or to protest said 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 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 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.

David P. Boergers,

Acting Secretary.

[FR Doc. 98-11485 Filed 4-29-98; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EC96-13-000, *et al.*]

IES Utilities Inc., *et al.*; Electric Rate and Corporate Regulation Filings

April 23, 1998.

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

1. IES Utilities Inc., Interstate Power Company, Wisconsin Power & Light Company, South Beloit Water, Gas & Electric Company Heartland Energy Services and Industrial Energy Applications, Inc.

[Docket Nos. EC96-13-000, ER96-1236-000 and ER96-2560-000]

Take notice that on April 20, 1998, Alliant Services, Inc. (Alliant), on its own behalf and on behalf of IES Utilities Inc., Interstate Power Company, Wisconsin Power & Light Company, South Beloit Water, Gas & Electric Company, Heartland Energy Services and Industrial Energy Applications, Inc. (the IEC Operating Companies), submitted as a compliance filing the System Coordination and Operating Agreement Among IES, IPC, WPL and Alliant and Alliant's Order No. 888-A open access transmission tariff. The filings were made in response to the Commission's Opinion No. 419 approving the merger of the companies. The filings are proposed to take effect on April 21, 1998. Central Hudson Gas & Electric Corporation, *et al.*

Comment date: May 8, 1998, in accordance with Standard Paragraph E at the end of this notice.

2. Committee of Certain Members of Cajun Electric Power Cooperative, Inc.

[Docket No. EL98-41-000]

Take notice that on April 20, 1998, the Committee of Certain Members of Cajun Electric Power Cooperative, Inc., tendered for filing a petition for declaratory order seeking an order from the Commission declaring that certain elements of the plan of reorganization proposed by the Trustee in the ongoing Chapter 11 bankruptcy proceeding concerning Cajun Electric Power Cooperative, Inc., are contrary to the Federal Power Act, Commission precedent, and Section 32 of the Public Utility Holding Company Act.

Comment date: May 20, 1998, in accordance with Standard Paragraph E at the end of this notice.