

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. EG98-85-000, et al.]

**InnCOGEN, Limited, et al. Electric Rate and Corporate Regulation Filings**

June 12, 1998.

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

**1. InnCOGEN, Limited**

[Docket No. EG98-85-000]

Take notice that on June 5, 1998, InnCOGEN, Limited, a limited liability company under the laws of the Republic of Trinidad and Tobago, filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status. InnCOGEN will be engaged directly and exclusively in the business of owning and operating a 215 MW generating facility (the Project) on the Island of Trinidad in the Republic of Trinidad and Tobago which will be an eligible facility. All of the electricity produced by the Project will be sold at wholesale to the Trinidad and Tobago Electricity Commission pursuant to a long-term contract or to retail customers outside the United States.

*Comment date:* July 2, 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. North American Electric Reliability Council**

[Docket No. EL98-52-000]

Take notice that on June 5, 1998, the North American Electric Reliability Council (NERC) filed a petition for a declaratory order asking the Commission to address the interrelationship between NERC's transmission loading relief (TLR) procedure for public utilities within the Eastern Interconnection and the Commission's *pro forma* open access transmission tariff. NERC asks in its petition that the Commission find that the TLR procedures are consistent with the *pro forma* tariff curtailment provisions and can be implemented by public utility transmission providers without filings to incorporate them into the public utilities' transmission tariffs. However, if the Commission determines that NERC's TLR procedures should be incorporated as an amendment to the transmission tariffs, NERC attaches to its petition two alternative proposed amendments to implement such

changes. NERC states that a copy of its petition is available on NERC's website ([www.nerc.com](http://www.nerc.com)).

NERC states that it anticipates that the TLR procedures will play a critically important role in maintaining the reliability of the transmission system over this summer's peak season. NERC states that the TLR procedures are currently in effect on an interim basis. NERC requests that the Commission give an abbreviated notice period and act as expeditiously as reasonably possible on its petition.

The NERC filing raises important questions about subjects that have, under the Commission's "rule of reason" approach, not traditionally been considered in public utility tariffs. Therefore, the Commission does not believe it appropriate to abbreviate its consideration of the matter. Rather, because the summer season has already begun and in order to avoid any uncertainties that may jeopardize system reliability, the Commission hereby gives notice that it is acceptable for public utilities within the Eastern Interconnection to continue to utilize the NERC TLR procedures without amending their transmission tariffs while the Commission considers the merits of the petition filed by NERC. Actions taken by the Commission on the merits of the NERC petition shall be given prospective effect from the date of a Commission order.

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

**3. WKE Station Two Inc., Western Kentucky Energy Corp., LG&E Energy Marketing Inc.**

[Docket Nos. ER98-2568-000 and ER98-2569-000 and ER98-2684-000 not consolidated]

Take notice that on June 9, 1998, WKE Station Two Inc. (Station Two Subsidiary), Western Kentucky Energy Corp. (WKEC), and LG&E Energy Marketing Inc. (LEM) (collectively Petitioners), tendered for filing a Second Amendment to the New Participation Agreement which in part amends certain rate schedules and service agreements previously submitted for approval in each of the above-referenced dockets.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

**4. American Electric Power Service Corporation**

[Docket No. ER98-2766-000]

Take notice that on June 9, 1998, American Electric Power Service Corporation, as agent for the AEP

Operating Companies (AEP), tendered for filing with the Commission an amendment to its filing in the above-referenced case to show unbundled rates under the Service Agreement between AEP and the City of Radford, Virginia (Radford), under the Wholesale Market Tariff of the AEP Companies.

AEP states that a copy of its filing was served upon Radford, the Indiana Utility Regulatory Commission, the Public Service Commission of Kentucky, the Michigan Public Service Commission, the Public Utilities Commission of Ohio, the Tennessee Regulatory Authority, the Virginia State Corporation Commission, and the Public Service Commission of West Virginia.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

**5. Illinois Power Company**

[Docket No. ER98-3163-000]

Take notice that on May 29, 1998, Illinois Power Company tendered for filing a summary of its activity for the first quarter of 1998, under its Market Power Sales Tariff, FERC Electric Tariff, Original Volume No. 7.

*Comment date:* June 30, 1998, in accordance with Standard Paragraph E at the end of this notice.

**6. Minnesota Power, Inc.**

[Docket No. ER98-3192-000]

Take notice that on June 9, 1998, Minnesota Power, Inc., tendered for filing signed Non-Firm and Short-term Firm Point-to-Point Transmission Service Agreements with Powerex (British Columbia Power Exchange Corporation) under its Non-Firm Point-to-Point Transmission Service to satisfy its filing requirements under this tariff.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

**7. Minnesota Power, Inc.**

[Docket No. ER98-3198-000]

Take notice that on June 9, 1998, Minnesota Power, Inc., tendered for filing a signed Non-Firm Point-to-Point Transmission Service Agreement with Entergy Power Marketing Corp., under its Non-Firm Point-to-Point Transmission Service to satisfy its filing requirements under this tariff.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

**8. Idaho Power Company**

[Docket No. ER98-3210-000]

Take notice that on June 3, 1998, Idaho Power Company tendered for filing with a Quarterly Transaction Summary Report under Idaho Power

Company's Market Rate Power Sale Tariff.

*Comment date:* June 30, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 9. The Empire District Electric Company

[Docket No. ER98-3232-000]

Take notice that on June 9, 1998, The Empire District Electric Company (EDE), tendered for filing a service agreement between EDE and OGE Energy Resources, Inc., providing non-firm point-to-point transmission service pursuant to the open access transmission tariff (Schedule OATS) of EDE.

EDE states that a copy of this filing has been served by mail upon OGE Energy Resources, Inc.; P O Box 24300, Oklahoma City, OK 73124.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 10. Valley Electric Association, Inc.

[Docket No. ER98-3262-000]

Take notice that on June 9, 1998, Valley Electric Association, Inc., tendered for filing an agreement extending the term of a transmission service contract with the United States Department of Energy.

A copy of the filing was served upon the Department of Energy.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 11. Wisconsin Public Service Corporation

[Docket No. ER98-3265-000]

Take notice that on June 9, 1998, Wisconsin Public Service Corporation tendered for filing an executed service agreement with Wisconsin Electric Power Co., under its Market-Based Rate Tariff.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 12. PSI Energy, Inc.

[Docket No. ER98-3267-000]

Take notice that on June 9, 1998, PSI Energy, Inc. (PSI), tendered for filing Notice Of Cancellation of its Interim Scheduled Power Agreement, Rate Schedule FERC No. 241, between itself and Wabash Valley Power Association, Inc., with the request that it be canceled and terminated effective year end December 31, 1997.

The service being canceled is to be succeeded by a long term Power Supply Agreement.

Copies of this filing were served upon Wabash Valley Power Association, Inc.,

the Indiana Utility Regulatory Commission and the Indiana Office of the Consumer Counsel.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 13. Public Service Electric and Gas Company

[Docket No. ER98-3268-000]

Take notice that on June 9, 1998, Public Service Electric and Gas Company (PSE&G) of Newark, New Jersey tendered for filing an agreement for the sale of capacity and energy to VTEC Energy, Inc. (VTEC), pursuant to the PSE&G Wholesale Power Market Based Sales Tariff, presently on file with the Commission.

PSE&G further requests waiver of the Commission's Regulations such that the agreement can be made effective as of May 11, 1998.

Copies of the filing have been served upon VTEC and the New Jersey Board of Public Utilities.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 14. Public Service Electric and Gas Company

[Docket No. ER98-3269-000]

Take notice that on June 9, 1998, Public Service Electric and Gas Company (PSE&G) of Newark, New Jersey tendered for filing an agreement for the sale of capacity and energy to Electric Clearinghouse, Inc. (ECI), pursuant to the PSE&G Wholesale Power Market Based Sales Tariff, presently on file with the Commission.

PSE&G further requests waiver of the Commission's Regulations such that the agreement can be made effective as of May 11, 1998.

Copies of the filing have been served upon ECI and the New Jersey Board of Public Utilities.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 15. Virginia Electric and Power Company

[Docket No. ER98-3271-000]

Take notice that on June 9, 1998, Virginia Electric and Power Company (Virginia Power), tendered for filing a Service Agreement for Non-Firm Point-to-Point Transmission Service with Energy Transfer Group LLC under the Open Access Transmission Tariff to Eligible Purchasers dated July 14, 1997. Under the tendered Service Agreement, Virginia Power will provide non-firm point-to-point service to the Transmission Customers under the

rates, terms and conditions of the Open Access Transmission Tariff.

Copies of the filing were served upon Energy Transfer Group LLC, the Virginia State Corporation Commission and the North Carolina Utilities Commission.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 16. Midwest Energy, Inc.

[Docket No. ER98-3273-000]

Take notice that on June 9, 1998, Midwest Energy, Inc. (Midwest), tendered for filing with the Federal Energy Regulatory Commission a Transaction Service Agreement entered into between Midwest and Tenaska Power Services Co.

Midwest states that it is serving copies of this filing to its customers, State Commissions and other interested parties.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 17. Central Power and Light Company, West Texas Utilities Company, Public Service Company of Oklahoma, Southwestern Electric Power Co.

[Docket No. ER98-3274-000]

Take notice that on June 9, 1998, Central Power and Light Company, West Texas Utilities Company, Public Service Company of Oklahoma and Southwestern Electric Power Company (collectively, the CSW Operating Companies), submitted for filing a Transmission Coordination Agreement.

The CSW Operating Companies state that a copy of the filing has been served on the Public Utility Commission of Texas, the Oklahoma Corporation Commission, the Louisiana Public Service Commission and the Arkansas Public Service Commission.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 18. Entergy Services, Inc.

[Docket No. ER98-3275-000]

Take notice that on June 9, 1998, Entergy Services, Inc. (Entergy Services), on behalf of Entergy Arkansas, Inc., Entergy Gulf States, Inc., Entergy Louisiana, Inc., Entergy Mississippi, Inc., and Entergy New Orleans, Inc. (collectively, the Entergy Operating Companies), tendered for filing a Non-Firm Point-To-Point Transmission Service Agreement between Entergy Services, as agent for the Entergy Operating Companies and Merchant Energy Group of the Americas, Inc.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 19. Entergy Services, Inc.

[Docket No. ER98-3276-000]

Take notice that on June 9, 1998, Entergy Services, Inc. (Entergy Services), on behalf of Entergy Arkansas, Inc., Entergy Gulf States, Inc., Entergy Louisiana, Inc., Entergy Mississippi, Inc., and Entergy New Orleans, Inc. (collectively, the Entergy Operating Companies), tendered for filing a Firm Point-To-Point Transmission Service Agreement between Entergy Services, as agent for the Entergy Operating Companies, and Merchant Energy Group of the Americas, Inc.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 20. Alliant Service, Inc.

[Docket No. ER98-3277-000]

Take notice that on June 9, 1998, Alliant Services, Inc., tendered for filing an unexecuted Service Agreement for Network Integration Transmission Service and an unexecuted Network Operating Agreement, establishing St. Charles Light and Water Department as a Network Customer under the terms of the Alliant Services, Inc., transmission tariff.

Alliant Services, Inc., requests an effective date of May 1, 1998, for Network Load of this Network Customer. Alliant Services, Inc., accordingly, seeks waiver of the Commission's notice requirements.

A copy of this filing has been served upon the Public Service Commission of Wisconsin.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 21. Alliant Service, Inc.

[Docket No. ER98-3278-000]

Take notice that on June 9, 1998, Alliant Services, Inc., tendered for filing an unexecuted Service Agreement for Network Integration Transmission Service and an unexecuted Network Operating Agreement, establishing Rushford Electric Utility as a Network Customer under the terms of the Alliant Services, Inc., transmission tariff.

Alliant Services, Inc., requests an effective date of May 1, 1998, for Network Load of this Network Customer. Alliant Services, Inc., accordingly, seeks waiver of the Commission's notice requirements.

A copy of this filing has been served upon the Public Service Commission of Wisconsin.

*Comment date:* June 29, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 22. Nantahala Power and Light Company

[Docket No. ER98-3280-000]

Take notice that on June 9, 1998, Nantahala Power and Light Company tendered for filing Notice of Cancellation of service under Rate Schedule FERC No. 6, and Supplement Nos. 1 through 9 to Rate Schedule No. 6, by Nantahala Power and Light Company only to the extent that it relates to service to North Carolina Electric Membership Corporation (NCEMC), on behalf of Haywood Electric Membership Corporation is to be canceled.

Notice of the proposed cancellation has been served upon the Town of Highlands, North Carolina Electric Membership Corporation, Western Carolina University, and Spiegel & McDiarmid.

*Comment date:* June 29, 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. 98-16284 Filed 6-18-98; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER96-1090-001, et al.]

#### Montaup Electric Company, et al.; Electric Rate and Corporate Regulation Filings

June 11, 1998.

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

#### 1. Montaup Electric Company

[Docket No. ER96-1090-001]

Take notice that on June 8, 1998, Montaup Electric Company (Montaup), filed a compliance refund report.

*Comment date:* June 26, 1998, in accordance with Standard Paragraph E at the end of this notice.

#### 2. AES Alamitos, L.L.C., AES Huntington Beach, L.L.C., AES Redondo Beach, L.L.C.

[Docket No. EC98-43-000]

Take notice that on June 8, 1998, AES Alamitos, L.L.C., AES Huntington Beach, L.L.C. and AES Redondo Beach, L.L.C., filed a supplemental to their application to assign their must run electric service agreements with the California Independent System Operator (ISO). The supplemental filing is intended to clarify the distinction between must-run service and emergency service provided pursuant to the ISO Tariff.

*Comment date:* June 30, 1998, in accordance with Standard Paragraph E at the end of this notice.

#### 3. West Texas Wind Energy Partners, LLC

[Docket No. ER98-1965-001]

Take notice that on June 5, 1998, West Texas Wind Energy Partners, LLC (WTWEP), in compliance with the Commission's order issued on April 23, 1998, submitted a revised Code of Conduct with Respect to the Relationship between West Texas Wind Energy Partners, LLC and its affiliates.

*Comment date:* June 25, 1998, in accordance with Standard Paragraph E at the end of this notice.

#### 4. New England Power Pool

[Docket No. ER98-3242-000]

Take notice that on June 8, 1998, the New England Power Pool (NEPOOL or Pool), Executive Committee filed a request for termination of membership in NEPOOL, with a retroactive date of June 1, 1998, of Merrimac Municipal Light Department (Merrimac). Such termination is pursuant to the terms of