

awarding a contract to people without disabilities as the contractor contended. The statutory definition of direct labor, at 41 U.S.C. 48b(5), excludes activities such as supervision, administration, inspection and shipping, which are considered indirect labor by the Committee and not counted in assessing direct labor ratios.

The contractor also contended that the Committee has abused its authority to the disadvantage of small businesses and the competitive process of Government contracting. While the JWOD Program's share of Government contracts has grown in recent years, it is still only a very small part of total Government contracting, and is dwarfed by the share of Government contracts which goes to small businesses. The contractor's claim that the JWOD Program has permitted abuses of the competitive contracting process is based on the contractor's just-discussed misunderstanding of the JWOD Act's direct labor requirement, and is thus without foundation.

The contractor also attempted, in its comments relayed by a Member of Congress, to characterize the JWOD Act as requiring only that a Government agency give "priority consideration" to purchasing JWOD commodities and services, with the mandatory nature of such procurements coming only from a Committee regulation. However, the mandate comes directly from the JWOD Act, at 41 U.S.C. 48, which requires Government agencies intending to procure commodities or services on the Procurement List to buy them from a JWOD nonprofit agency, unless they are not available or are commodities available from Federal Prison Industries.

After consideration of the material presented to it concerning capability of qualified nonprofit agencies to provide the service, fair market price, and impact of the addition on the current or most recent contractors, the Committee has determined that the service listed below is a suitable for procurement by the Federal Government under 41 U.S.C. 46-48c and 41 CFR 51-2.4.

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will furnish the service to the Government.
2. The action will not have a severe economic impact on current contractors for the service.

3. The action will result in authorizing small entities to furnish the service to the Government.

4. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the service proposed for addition to the Procurement List.

Accordingly, the following service is hereby added to the Procurement List: Janitorial/Custodial, Ariel Rios Federal Building, 12th & Pennsylvania Avenue, NW, Washington, DC.

This action does not affect current contracts awarded prior to the effective date of this addition or options exercised under those contracts.

Beverly L. Milkman,  
Executive Director.

[FR Doc. 95-29957 Filed 12-7-95; 8:45 am]  
BILLING CODE 6820-33-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EG96-20-000, et al.]

#### China U.S. Power Partners I, Ltd., et al.; Electric Rate and Corporate Regulation Filings

December 1, 1995.

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

#### 1. China U.S. Power Partners I, Ltd.

[Docket No. EG96-20-000]

On November 20, 1995, China U.S. Power Partners I, Ltd. ("CUPPI"), with its principal office at Church Street, Clarendon House, Hamilton HM11, Bermuda 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.

CUPPI is a limited liability company organized under the laws of Bermuda. CUPPI will be engaged indirectly through an Affiliate as defined in Section 2(a)(11)(B) of the Public Utility Holding Company Act of 1935, and exclusively in owning, or both owning and operating a proposed coal-fired electric generating facility consisting of two electric generating units, each with a net rating of approximately 300,000 kilowatts to be located in the People's Republic of China and to engage in project development activities with respect thereto.

*Comment date:* December 21, 1995, 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. Cenergy, Inc.

[Docket No. ER94-1402-002]

Take notice that on November 9, 1995, Cenergy, Inc. (Cenergy) tendered for filing a letter supporting Cenergy's position in the above-referenced docket.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 3. Mock Resources, Inc.

[Docket No. ER95-300-004]

Take notice that on November 15, 1995, Mock Resources, Inc. tendered for filing an amendment to its October 30, 1995 quarterly report filed in the above-reference docket.

#### 4. Commonwealth Edison Company

[Docket No. ER95-901-000]

Take notice that on November 13, 1995, Commonwealth Edison Company tendered for filing an amendment in the above-referenced docket.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 5. Consolidated Edison Company of New York, Inc.

[Docket No. ER95-1694-000]

Take notice that on October 20, 1995, Consolidated Edison Company of New York, Inc. tendered for filing an amendment in the above-referenced docket.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 6. Greenwich Energy Partners, L.P.

[Docket No. ER96-116-000]

Take notice that on November 16, 1995, Greenwich Energy Partners, L.P. tendered for filing an amendment in the above-referenced docket.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 7. Texas Utilities Electric Company

[Docket No. ER96-267-000]

Take notice that on November 2, 1995, Texas Utilities Electric Company (TU) tendered for filing three executed transmission service agreements (TSA's) with LG&E Power Marketing, Inc., Enron Power Marketing, Inc., and Electric Clearinghouse, Inc. for certain Economy Energy Transmission Service under TU Electric's Tariff for Transmission Service To, From and Over Certain HVDC Interconnections.

TU Electric requests effective dates for the TSA's that will permit them to become effective on or before the service commencement date under each of the three TSA's. Accordingly, TU Electric

seeks waiver of the Commission's notice requirements. Copies of the filing were served on LG&E Power Marketing, Inc., Enron Power Marketing, Inc., and Electric Clearinghouse, Inc., as well as the Public Utility Commission of Texas.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

8. Columbus Southern Power Company  
[Docket No. ER96-346-000]

Take notice that on November 14, 1995, Columbus Southern Power Company tendered for filing a Notice of Cancellation of FERC Rate Schedule Nos. 13 and 38.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

9. Kentucky Utilities Company  
[Docket No. ER96-364-000]

Take notice that on November 15, 1995, Kentucky Utilities Company tendered for filing information on transactions that occurred during July 1, 1995 through October 31, 1995, pursuant to the Power Services Tariff accepted by the Commission in Docket No. ER95-854-000.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

10. Pennsylvania Power & Light Company

[Docket No. ER96-366-000]

Take notice that on November 15, 1995, Pennsylvania Power & Light Company (PP&L), tendered for filing with the Federal Energy Regulatory Commission two Service Agreements (the Agreements) between PP&L and American Municipal Power—Ohio (AMP-Ohio), dated November 1, 1995; and (2) Northeast Utilities Service Company, dated November 8, 1995.

The Agreements supplement a Short Term Capacity and Energy Sales umbrella tariff approved by the Commission in Docket No. ER95-782-000 on June 21, 1995.

In accordance with the policy announced in *Prior Notice and Filing Requirements Under Part II of the Federal Power Act*, 64 FERC ¶ 61,139, *clarified and reh'g granted in part and denied in part*, 65 FERC ¶ 61,081 (1995), PP&L requests the Commission to make the Agreement effective as of the date of execution of each, because service will be provided under an umbrella tariff and each service agreement is filed within 30 days after the commencement of service. In accordance with 18 CFR 35.11, PP&L has requested waiver of the sixty-day notice period in 18 CFR

35.2(e). PP&L has also requested waiver of certain filing requirements for information previously filed with the Commission in Docket No. ER95-782-000.

PP&L states that a copy of its filing was provided to the customers involved and to the Pennsylvania Public Utility Commission.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

11. Florida Power Corporation

[Docket No. ER96-85-000]

Take notice that on November 21, 1995 and November 28, 1995, Florida Power Corporation tendered for filing amendments in the above-referenced dockets.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

12. The Washington Water Power Company

[Docket No. ER96-367-000]

Take notice that on November 15, 1995, The Washington Water Power Company (WWP), tendered for filing with the Federal Energy Regulatory Commission pursuant to 18 CFR 35.12, an Agreement for the sale of up to 130,000 megawatt hours of energy during the period January 15 through April 15 for each of the years 1996 and 1997 to the City of Seattle, Washington.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

13. Florida Power & Light Company

[Docket No. ER96-368-000]

Take notice that on November 15, 1995, Florida Power & Light Company (FPL), tendered for filing proposed service agreements with Industrial Energy Applications, Inc. for transmission service under FPL's Transmission Tariff No. 2 and FPL's Transmission Tariff No. 3.

FPL requests that the proposed service agreements be permitted to become effective on December 1, 1995, or as soon thereafter as practicable.

FPL states that this filing is in accordance with Part 35 of the Commission's Regulations.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

14. Florida Power & Light Company

[Docket No. ER96-369-000]

Take notice that on November 15, 1995, Florida Power & Light Company (FPL) filed the Contract for Purchases and Sales of Power and Energy between

FPL and Koch Power Services Inc. FPL requests an effective date of November 16, 1995.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

15. Maine Public Service Company  
[Docket No. ER96-370-000]

Take notice that on November 15, 1995, Maine Public Service Company (Maine Public) tendered for filing an unexecuted Transmission Service Agreement for Network Service for Houlton Water Company under Maine Public's Transmission and Ancillary Services Tariff.

Maine Public has requested that the service agreement become effective on January 1, 1996 and requests waiver of the Commission's regulations regarding filing.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

16. Cleveland Electric Illuminating Company

[Docket No. ER96-371-000]

Take notice that on November 15, 1995, Cleveland Electric Illuminating Company (CEI), tendered for filing its proposed FERC Tariff No. \_\_\_ under which it is proposing to sell capacity and energy to eligible purchasers for resale under competitive market conditions and Electric Power Sales Agreements between CEI and each of the following power marketers that desire to purchase power and energy from CEI at non-cost-based rates: A. Catex Vitol Electric, L.I.C., B. Citizens Lehman Power Sales, C. Enron Power Marketing, Inc., D. Louis Dreyfus Electric Power Inc.

CEI proposes to make the Tariff and each of the accompanying Electric Power Sales Agreements effective as of January 16, 1995.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

17. Southern California Edison Company

[Docket No. ER96-385-000]

Take notice that on November 17, 1995, Southern California Edison Company (Edison), tendered for filing a Letter Agreement (Letter Agreement) with the City of Banning (Banning). The Letter Agreement modifies the Rated Capacity and Minimum Take Obligation referenced in the Supplemental Agreement to the 1990 Integrated Operations Agreement for the integration of Banning's entitlement in San Juan Unit 3, Commission Rate Schedule No. 248.28.

Edison requests an effective date of January 1, 1996.

Copies of this filing were served upon the Public Utilities Commission of the State of California and all interested parties.

*Comment date:* December 15, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 18. Public Service Electric and Gas Company

[Docket No. ER96-386-000]

Take notice that on November 17, 1995, Public Service Electric and Gas Company (PSE&G), tendered for filing an initial rate schedule to provide fully interruptible transmission service to National Fuel Resources, Inc., for delivery of non-firm wholesale electrical power and associated energy output utilizing the PSE&G bulk power transmission system.

*Comment date:* December 15, 1995, 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, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 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 this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 95-29925 Filed 12-07-95; 8:45 am]

BILLING CODE 6717-01-P

### Federal Energy Regulatory Commission

[Docket No. ER96-342-000, et al. ER96-342-000, et al.]

### Electric Rate and Corporate Regulation Filings

November 30, 1995.

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

#### 1. Seagull Power Services, Inc.

[Docket No. ER96-342-000]

Take notice that on November 13, 1995, Seagull Power Services, Inc. (SPS), tendered for filing pursuant to 18 CFR 385.205, a petition for waivers and blanket approvals under various regulations of the Commission and for an order accepting its FERC Electric Rate Schedule No. 1 to be effective January 7, 1996.

SPS intends to engage in electric power and energy transmissions as a marketer and a broker. In transactions where SPS sells electric energy it proposes to make such sales on rates, terms, and conditions to be mutually agreed to with the purchasing party. Neither SPS nor any of its affiliates are in the business of generating, transmitting, or distributing electric power. Rate Schedule No. 1 provides for the sale of energy and capacity at agreed prices.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 2. Entergy Services, Inc.

[Docket No. ER96-343-000]

Take notice that on November 13, 1995, Entergy Services, Inc. (Entergy Services), on behalf of Arkansas Power & Light Company, Gulf States Utilities Company, Louisiana Power & Light Company, Mississippi Power & Light Company, and New Orleans Public Service Inc. (Entergy Operating Companies), tendered for filing a Transmission Service Agreement (TSA) between Entergy Services, Inc. and Delhi Energy Services, Inc. Entergy Services states that the TSA sets out the transmission arrangements under which the Entergy Operating Companies provides non-firm transmission service under their Transmission Service Tariff.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 3. Entergy Services, Inc.

[Docket No. ER96-344-000]

Take notice that on November 13, 1995, Entergy Services, Inc. (Entergy Services), on behalf of Arkansas Power & Light Company, Gulf States Utilities Company, Louisiana Power & Light Company, Mississippi Power & Light Company, and New Orleans Public Service Inc. (Entergy Operating Companies), tendered for filing a Transmission Service Agreement (TSA) between Entergy Services, Inc. and Associated Power Services, Inc. Entergy Services states that the TSA sets out the transmission arrangements under which the Entergy Operating Companies

provide non-firm transmission service under their Transmission Service Tariff.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 4. Indeck Pepperell Power Associates, Inc.

[Docket No. ER96-345-000]

Take notice that on November 13, 1995, pursuant to Rules 205 and 207 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (the Commission), 18 CFR 385.205, 385.207, Indeck Pepperell, Inc. (Indeck Pepperell) filed a petition for waivers, blanket approvals and an order approving its Rate Schedule No. 1, to be effective within 60 days of the date of filing or on the date of the Commission's Acceptance Letter, whichever is earlier.

Indeck Pepperell intends to sell energy and capacity from the Indeck Pepperell 38 MW combined-cycle cogeneration facility located in Pepperell, Massachusetts. The rates charged by Indeck Pepperell will be mutually agreed upon by the parties to each particular transaction.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 5. UtiliCorp United Inc.

[Docket No. ER96-347-000]

Take notice that on November 14, 1995, UtiliCorp United Inc. tendered for filing on behalf of its operating division, WestPlains Energy-Kansas, a Service Agreement under its Power Sales Tariff, FERC Electric Tariff Original Volume No. 12, with *Industrial Energy Applications, Inc.* The Service Agreement provides for the sale of capacity and energy by WestPlains Energy-Kansas to *Industrial Energy Applications, Inc.* pursuant to the tariff, and for the sale of capacity and energy by *Industrial Energy Applications, Inc.* to WestPlains Energy-Kansas pursuant to *Industrial Energy Applications, Inc.'s* Rate Schedule No. 1.

UtiliCorp also has tendered for filing a Certificate of Concurrence by *Industrial Energy Applications, Inc.*

UtiliCorp requests waiver of the Commission's regulations to permit the Service Agreement to become effective in accordance with its terms.

*Comment date:* December 14, 1995, in accordance with Standard Paragraph E at the end of this notice.

#### 6. UtiliCorp United Inc.

[Docket No. ER96-348-000]

Take notice that on November 14, 1995, UtiliCorp United Inc. tendered for filing on behalf of its operating division,