

the receipt or delivery point is not covered by a Balancing Agreement.

Tennessee states that copies of the filing have been mailed to all participants in the proceeding and to all affected customers and state regulatory commissions.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 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 this proceeding. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,  
Secretary.

[FR Doc. 96-26549 Filed 10-16-96; 8:45 am]

BILLING CODE 6717-01-M

**[Docket No. CP97-8-000]**

**Wisconsin Electric Power Company;  
Notice of Application for Service Area  
Determination**

October 10, 1996.

Take notice that on October 2, 1996, Wisconsin Electric Power Company (Wisconsin Electric), 231 West Michigan Street, P.O. Box 2046, Milwaukee, Wisconsin 53201-2046 filed an application pursuant to Section 7(f) of the Natural Gas Act (NGA), requesting a determination of a service area within which Wisconsin Electric may, without further Commission authorization, enlarge or expand its facilities. Wisconsin Electric also requests: (a) a finding that Wisconsin Electric qualifies as a local distribution company (LDC) for purposes of Section 311 of the Natural Gas Policy Act of 1978 (NGPA); (b) a waiver of the Commission's regulatory requirements, including reporting and accounting requirements ordinarily applicable to natural gas companies under the NGA and NGPA; and (c) such further relief as the Commission may deem appropriate, all as more fully described in the application which is on file with the Commission and open to public inspection.

Wisconsin Electric states that it is a public utility engaged in, among other things, the business of distributing natural gas to customers for residential, commercial, and industrial use.

Wisconsin Electric requests a service area determination consisting of the towns of Boulder Junction, Conover, Lac du Flambeau, Land O'Lakes, Manitowish Waters, Phelps, Plum Lake, Presque Isle, St. Germain, and Winchester in Vilas County, Wisconsin and Mercer in Iron County, Wisconsin and the right of way for a line from the Great Lakes Gas Transmission Limited Partnership pipeline in the town of Watersmeet, Michigan, to the Wisconsin-Michigan border at Land O'Lakes.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 31, 1996, file with the Federal Energy Regulatory Commission, 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 385.211 or 385.214) 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. 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.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application 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 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 Wisconsin Electric to appear or be represented at the hearing.

Lois D. Cashell,

Secretary.

[FR Doc. 96-26544 Filed 10-16-96; 8:45 am]

BILLING CODE 6717-01-M

**[Docket No. ER96-3138-000, et al.]**

**Florida Power & Light Company, et al.;  
Electric Rate and Corporate Regulation  
Filings**

October 9, 1996.

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

1. Florida Power & Light Company

[Docket No. ER96-3138-000]

Take notice that on September 30, 1996, Florida Power & Light Company (FPL), tendered for filing a proposed notice of cancellation of an umbrella service agreement with Federal Energy Sales, Inc. for Firm Short-Term transmission service under FPL's Open Access Transmission Tariff.

FPL requests that the proposed cancellation be permitted to become effective on August 31, 1996.

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

*Comment date:* October 23, 1996, in accordance with Standard Paragraph E at the end of this notice.

2. New York State Electric & Gas Corporation

[Docket No. ER96-3139-000]

Take notice that on September 30, 1996, New York State Electric & Gas Corporation (NYSEG), tendered for filing pursuant to § 35.12 of the Federal Energy Regulatory Commission's Rules of Practice and Procedure, 18 CFR 35.12, as an initial rate schedule, an agreement with Vastar Power Marketing, Inc. (Vastar). The agreement provides a mechanism pursuant to which the parties can enter into separately scheduled transactions under which NYSEG will sell to Vastar and Vastar will purchase from NYSEG either capacity and associated energy or energy only as the parties may mutually agree.

NYSEG requests that the agreement become effective on October 1, 1996, so that the parties may, if mutually agreeable, enter into separately scheduled transactions under the agreement. NYSEG has requested waiver of the notice requirements for good cause shown.

NYSEG served copies of the filing upon the New York State Public Service Commission and Vastar.

*Comment date:* October 23, 1996, in accordance with Standard Paragraph E at the end of this notice.