

DEPARTMENT OF ENERGY

Federal Energy Regulatory
CommissionOrder Granting Rehearing for Purpose
of Further Consideration, Granting
Late Motions To Intervene and
Establishing Procedures for Additional
Late Motions To Intervene and
Answers

Issued July 26, 1999.

Before Commissioners: James J. Hoecker, Chairman; Vicky A. Bailey, William L. Massey, Linda Breathitt, and Curt Hébert, Jr.

In the matter of Docket Nos.: ER96-2573-003, ER94-24-030, ER98-13-010, ER99-1751-002, ER97-654-010, ER95-428-019, ER96-25-016, ER94-968-027, ER98-1005-006, ER95-1615-018, ER99-1004-002, ER93-730-013, ER96-2921-015, ER95-1625-020, ER99-1714-001, ER98-830-005, ER98-4400-002, ER95-1007-013, ER98-6-007, ER98-107-007, ER97-2261-010, ER94-1384-023, ER96-2408-013, ER94-1685-025, ER95-892-043, ER96-2652-031, ER99-894-002, ER99-893-002, ER99-892-002, ER99-892-002, ER99-891-002, ER95-393-023, ER99-1722-001, ER97-4587-001, ER99-1801-002, ER99-2082-001, ER99-2080-001, ER99-2081-001, ER99-2083-001, ER99-2079-001, ER98-4540-001, ER94-1188-028, ER99-2108-001, ER99-1125-002, ER98-1278-004; Southern Company Services, Inc., Enron Power Marketing, Inc., Enron Energy Services, Inc., Aquila Energy Marketing Corporation, Engage Energy US, L.P., El Paso Power Services Company, Coral Power, L.L.C., Electric Clearinghouse, Inc., Merchant Energy Group of the Americas, Energy Power Marketing Corp., Entergy Nuclear Generation Company, Cinergy Capital & Trading, Inc., Duke Energy Trading and Marketing, L.L.C., PG&E Energy Trading Power, L.P., Lake Road Generating Company, L.P., Millennium Power Partners, L.P., Pittsfield Generating Company, L.P., Logan Generating Company, L.P., USGen New England, Inc., Sithe Power Marketing, Inc., Constellation Power Source, Inc., Morgan Stanley Capital Group Inc., Avista Energy, Inc., Citizens Power Sales, CL Power Sales (1-5), L.L.C., CL Power Sales (6-10), L.L.C., CL Power Sales 11, L.L.C., CL Power Sales 12, L.L.C., CL Power Sales 13, L.L.C., CL Power Sales 14, L.L.C., CL Power Sales 15, L.L.C., Hartford Power Sales, L.L.C., Williams Energy Marketing & Trading Company, Williams Generation Company-Hazelton, Reliant Energy Services, Inc., Reliant Energy Coolwater, L.L.C., Reliant Energy Mandalay, L.L.C., Reliant Energy Ellwood, L.L.C., Reliant Energy Etiwanda, L.L.C., Reliant Energy Ormond Beach, L.L.C., Louisville Gas and Electric Company and Kentucky Utilities Company, LG&E Energy Marketing Inc., LG&E Capital Corp., LG&E Westmoreland Rensselaer, Western Kentucky Energy Corp.

Southern Company Services, Inc. and Southern Company Energy Marketing L.P.; Electricity Consumers Resource Council and American Iron & Steel Institute (Industrial Customers); Virginia

Electric and Power Company (Virginia Power); Enron Power Marketing, Inc. and Enron Energy Services, Inc.; Aquila Energy Marketing Corporation; Engage Energy US, L.P. (Engage Energy); El Paso Power Services Company; Coalition for a Competitive Electricity Market and National Energy Marketers Association (CCEM); the Ad Hoc Marketing and Power Producer Group; PG&E Energy Trading Power, L.P., Lake Road Generating Company, L.P., Millennium Power Partners, L.P., Pittsfield Generating Company, L.P., Logan Generating Company, L.P., USGen New England, Inc., Sithe Power Marketing, Inc., and Constellation Power Source, Inc.; Electric Power Supply Association (EPSA); Morgan Stanley Capital Group Inc. and Avista Energy, Inc.; Edison Electric Institute (EEI); Citizens Power Marketing Affiliates; Williams Energy Marketing & Trading Company and Williams Generation Company-Hazelton; and Reliant Energy Services, Inc., Reliant Energy Coolwater, L.L.C., Reliant Energy Mandalay, L.L.C., Reliant Energy Ellwood, L.L.C., Reliant Energy Etiwanda, L.L.C., and Reliant Energy Ormond Beach, L.L.C. filed timely requests for rehearing of the Commission's order issued in this proceeding. *Southern Company Services, Inc., et al.*, 87 FERC ¶ 61,214 (1999) (*Southern*). Louisville Gas and Electric Company and Kentucky Utilities Company (LG&E and Kentucky Utilities), LG&E Energy Marketing Inc., LG&E Capital Corp., LG&E Westmoreland Rensselaer, and Western Kentucky Energy Corp. filed a late request for rehearing.

In the absence of Commission action within 30 days, the requests for rehearing would be deemed denied. 18 CFR § 385.713. In order to allow additional time for consideration of the matters raised, rehearing of the order is hereby granted for the limited purpose of further consideration.

In addition, Virginia Power, Engage Energy, CCEM, EPSA, EEI, Industrial Customers, LG&E and Kentucky Utilities filed motions for late intervention. The *Southern* order was an exception to the Commission's general practice of not permitting late interventions for the purpose of filing requests for rehearing; the order delayed the effectiveness of the new reporting requirements announced therein pending Commission action on the requests for rehearing of that order and the order also stated that the Commission would entertain late motions to intervene in this proceeding for the purpose of filing requests for rehearing. In view of the aforementioned exception to the Commission's general practice, no

undue prejudice or delay would result from granting the late interventions. Accordingly, we grant the motions for late intervention for good cause shown.

We will also make an exception to the Commission's general practice of not allowing answers to requests for rehearing. Accordingly, we will allow parties to file answers to the requests for rehearing, and we will entertain late motions to intervene from other interested persons for the purpose of filing answers to the requests for rehearing. Such answers and late motions to intervene should be filed on or before 30 days from the date of this order.

By the Commission.

David P. Boergers,
Secretary.

[FR Doc. 99-19527 Filed 7-29-99; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Docket No. CP99-585-000]

Texas Eastern Transmission
Corporation Transcontinental Gas Pipe
Line Corporation; Notice of Application

July 26, 1999.

Take notice that on July 19, 1999, Texas Eastern Transmission Corporation (Texas Eastern), P.O. Box 1642, Houston, Texas 77251-1642, and Transcontinental Gas Pipe Line Corporation (Transco), P.O. Box 1396, Houston, Texas 77251-1396 filed, in Docket No. CP99-585-000, a joint application pursuant to Sections 7(b) of the Natural Gas Act and Part 157 of the Commission's Regulations for an order permitting and approving the abandonment of transportation service, as more fully set forth in the application which is on file with the Commission and open to public inspection. The application may be viewed on the web at www.ferc.fed.us/online/rims.htm. Call (202) 208-2222 for assistance.

Specifically, Texas Eastern and Transco request permission to abandon transportation service as described in Texas Eastern's Gas Transportation Agreement under Rate Schedule X-96 and Transco's Rate Schedule X-201. Texas Eastern and Transco state that the transportation service rendered under these rate schedules should be abandoned as it is no longer needed and all the parties have agreed to terminate the service.

Any questions regarding this application should be directed to S.E.