

source of a customer's communication problems and allowing such an exception could lead to widespread circumvention of the requirement in 18 CFR 37.6(e)(2) that all requests for transmission service be made on the OASIS, in hope of obtaining preferential treatment. It also could lead to serious abuses regarding off-line communications between transmission system operations employees, and affiliated wholesale merchant employees.

To address this concern, the Movants propose that we require an affiliated customer who submits a telephone or facsimile request because of a failure in OASIS connections to submit a sworn affidavit of a corporate officer attesting to these facts and that this affidavit should be posted on the OASIS. Southern argues, to the contrary, that Order No. 889 and the Standards of Conduct were intended to apply equally to all transmission customers and were not intended to place additional burdens on affiliate customers.

In our view, the better solution for Movants' concern is to put the burden on all transmission customers to make advance alternate arrangements, and require transmission providers to take telephone and facsimile service requests only when the OASIS node itself (instead of the customer's equipment) is inoperable. Nevertheless, this proposal prompts us to add to our clarification that, on restoration of the OASIS node's operations, OASIS personnel shall promptly (within one hour of restored operations) post on the OASIS: (1) All requests for service that were received during the outage; (2) whether those requests were accepted or denied; (3) which, if any, requests were made by an affiliate; and (4) the day/time when the OASIS service outage began and ended.<sup>7</sup>

*The Commission orders:* Movants' request for expedited clarification is granted in part, and denied in part, as discussed in the body of this order.

By the Commission.

**David P. Boergers,**

Secretary.

[FR Doc. 99-25921 filed 10-5-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Joint Application for Approval of Transfer of License, for Conforming Amendments to Project Description and Soliciting Comments, Motions To Intervene, and Protests

September 30, 1999.

Take notice that the following application has been filed with the Commission and is available for public inspection:

a. *Application Type:* Request for Joint Approval to Transfer License and to Amend Project Boundary and Description.

b. *Project Nos.:* 2312-012 (Amendment of License) and 2312-011 (Transfer of License).

c. *Date Filed:* September 23, 1999.

d. *Applicants:* Fort James Operating Company (Fort James) and PP&L Great Works, LLC (Great Works).

e. *Name of Project:* Great Works Hydroelectric Project.

f. *Location:* The project is located on the Penobscot River near the Town of Great Works, Penobscot County, Maine.

g. *Filed Pursuant to:* Federal Power Act, 16 USC §§ 791(a), 825(r) and §§ 799 and 801.

h. *Applicant Contacts:*

For Fort James Operating Company (Transferor):

Mr. Clifford A. Cutchins, IV, Fort James Operating Company, 1650 Lake Cook Road, Deerfield, IL 60015-0089, (847) 317-5320.

James M. Costan, McGuire, Woods, Battle & Boothe LLP, 1050 Connecticut Avenue, N.W., Suite 1200, Washington, D.C. 20036, (202) 857-1754.

For PP&L Great Works, LLC (Transferee):

Robert W. Burke, Jr., PP&L Great Works, LLC, 11350 Random Hills Road, Suite 400, Fairfax, VA 22030-6044, (703) 293-2612.

H. Liza Moses, Le Boeuf, Lamb, Greene & McRae, L.L.P., 125 West 55th Street, New York, NY 10019-5389, (212) 424-8224.

i. *FERC Contact:* Any questions on this notice should be addressed to Mr. Lynn R. Miles, Sr. at (202) 219-2671, or e-mail address: lynn.miles@ferc.fed.us.

j. *Deadline for filing comments and or motions:* November 8, 1999.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington DC 20426.

Please include the project number (2312-011) on any comments or motions filed.

k. *Description of Request:* Fort James and Great Works request Commission authorization to transfer the Project license, FERC No. 2312, to Great Works in connection with Fort James' planned sale of its hydroelectric dam and associated structures and lands on the Penobscot River. The two parties also seek authorization to amend Exhibit K to delete lands that are not necessary and appropriate to the operation and maintenance of the Great Works Dam and to identify certain facilities within and adjacent to the powerhouse that Fort James will retain that are not necessary or appropriate to the operation and maintenance of the dam but are essential to the operation of its Old Town Paper Mill.

The transfer application was filed within five years of the expiration of the license for Project No. 2312.<sup>1</sup> In Hydroelectric Relicensing Regulations Under the Federal Power Act, 54 FR 23,756 (June 2, 1989); FERC Statutes and Regulations, Regulations Preambles 1986-1990 ¶ 30,854 at p. 31,438 n. 318 (May 17, 1989) (Order No. 513), the Commission declined to forbid all license transfers during the last five years of an existing license, and instead indicated that it would scrutinize all such transfer requests to determine if the transfer's primary purpose was to give the transferee an advantage in relicensing, such as when a transfer is intended to escape consideration of a transferor's poor compliance record.

l. *Locations of the Application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 208-1371. This filing may be viewed on <http://www.ferc.fed.us/online/rims.htm> (call (202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the address in item h above.

m. *Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.*

*Comments, Protests, or Motions to Intervene*—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of rules of practice and

<sup>1</sup> On March 28, 1997, James River Paper Company, Inc. submitted a Notice of Intent to File Application for New License by March 31, 2000. Subsequently, an Order Amending License was issued on September 29, 1997, changing the company name from James River-Norwalk, Incorporated to Fort James Operating Company.

<sup>7</sup> See note 1 *Supra*.

procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

**Filing and Service of Responsive Documents**—Any filings must bear in all capital letters the title **COMMENTS, RECOMMENDATIONS FOR TERMS AND CONDITIONS, PROTEST, or MOTION TO INTERVENE**, as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

**Agency Comments**—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-26019 Filed 10-5-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Transfer of License and Soliciting Comments, Motions To Intervene, and Protests

September 30, 1999.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Application Type:* Transfer of License.

b. *Project No.:* 3131-035.

c. *Date Filed:* September 20, 1999.

d. *Applicants:* Christopher J. Kruger and Eileen J. Kruger.

e. *Name and Location of Project:* Brockways Mills Project, located on the Williams River, Windham County, in the Town of Rockingham, Vermont.

f. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)-825(r).

g. *Contacts:* Roberta Smith, Rockingham Town Manager, Town of Rockingham, P.O. Box 370, Bellows Falls, VT 05101, (802) 463-4335. For Applicant: Christopher J. Kruger and Eileen J. Kruger, P.O. Box 625, Wolfeboro Falls, NH 03896, (603) 569-6054.

h. *FERC Contact:* Heather Campbell, (202) 219-3097, or e-mail address: heather.campbell@ferc.fed.us.

i. *Deadline for filing comments and or motions:* October 30, 1999.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. Please include the Project Number (3131-035) on any comments or motions filed.

j. The transfer of the license for this project to Christopher and Eileen J. Kruger is being sought pursuant to the Interim Order on Application to Surrender License issued on March 15, 1999 (86 FERC ¶ 61,279). The March order stated the implied surrender of the project would be final unless and acceptable license transfer application was filed. This transfer will permit the Town of Rockingham the opportunity to sell the project which it owns but does not wish to operate.

k. *Locations of the Applicant:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street NE, Room 2A, Washington, DC, 20426, or by calling (202) 208-1371. This filing may be viewed on <http://www.ferc.fed.us/online/rims.htm> (call (202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the addresses in item g above.

l. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211 and .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments,

protests, or motions to intervene must be received on or before the specified comment date for the particular application.

**Filing and Service of Responsive Documents**—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary at the above-mentioned address. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

**Agency Comments**—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-26023 Filed 10-5-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. 77-110—California Potter Valley Project]

#### Pacific Gas and Electric Company; Correction to Notice of Proposed Restricted Service List

September 30, 1999.

On August 24, 1999, a notice of proposed restricted service list for a memorandum of Agreement for Managing Properties Potentially Eligible for Inclusion in the National Register of Historic Places (64 FR 47188, published August 8, 1999) was issued pursuant to a license amendment proceeding for the Potter Valley Project (FERC No. 77-110). The following revision should be made:

(a) Add:

Round Valley Indian Tribes, C/O Stephen V. Quesenberry, California Indian Legal Services, 510 16th Street, Suite 301, Oakland, CA