

Wednesday, October 10 and Thursday, October 11, 2001, to address the outstanding ad valorem tax issues on the Kinder Morgan Interstate Gas Transmission, LLC system. The conference will be held in the offices of Kinder Morgan, 370 Van Gordon Street, Lakewood, Colorado, 80228. The settlement conference will begin at 10:00 a.m.

The purpose of the conference is to resolve all matters pending in the above docketed proceeding. As agreed at the July 31, 2001 settlement conference, the economic terms of the settlement will be determined at the October 10th session, and the final language of the settlement agreement, including the economic terms, will be determined at the October 11th session. All parties in the above docketed proceeding are directed to participate in both days of this settlement conference or have principals present with full and complete authority to act on all matters addressed, and approve and accept a settlement.

Steven A. Rothman is the mediator for the conference. He will be available to communicate in private with any party prior to the conference. If a party has any questions regarding the conference, please call Mr. Rothman at 202/208-2278 or send an e-mail to [steven.rothman@ferc.fed.us](mailto:steven.rothman@ferc.fed.us). Parties may also communicate with Richard Miles, the Director of the Commission's Dispute Resolution Service at 1 877 FERC ADR (337-2237) or 202/208-0702 and his e-mail address is [richard.miles@ferc.fed.us](mailto:richard.miles@ferc.fed.us).

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

*Acting Secretary.*

[FR Doc. 01-20711 Filed 8-16-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 1951-079]

#### Lester C. Reed v. Georgia Power Company; Notice of Complaint

August 10, 2001.

Take notice that on August 7, 2001, Lester Reed filed a complaint pursuant to Rule 206 of the Commission's Rules of Practice and Procedure, 18 CFR 385.206 (2001), and Part I of the Federal Power Act, 16 U.S.C. 791, *et seq.*, against Georgia Power Company, licensee of the Sinclair Project No. 1951, located on the Oconee River in Baldwin County, Georgia. Mr. Reed alleges that, on 34 days between October 25, 2000, and July 31, 2001, the licenses violated

the minimum flow requirements of Article 401(f) of the March 19, 1996 order issuing new license<sup>1</sup> and paragraph B of the October 10, 1997 order modifying and approving a final plan for monitoring and recording project operations.<sup>2</sup> Copies of the complaint are on file with the Commission and are available for public inspection in the Commission's Public Reference Room. The complaint may also be viewed on the Internet at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance).

As required by 18 CFR 385.206(c), when Mr. Reed filed his complaint, he was required to simultaneously serve a copy of the complaint on the licensee and affected regulatory agencies. No later than August 15, 2001, Mr. Reed must provide evidence that he served the complaint on these entities.

The licensee may file an answer to the complaint. Any person desiring to be heard or to protest this filing should file comments, a motion to intervene, or a 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 385.214). The licensee's answer and all comments, motions, or protests must be filed on or before September 4, 2001. Any entity wishing to become a party must file a motion to intervene. Comments, motions to intervene, and protests may be filed electronically via the internet in lieu of paper. *See* 18 CFR 385.2001(a)(1)(iii), and the instructions on the Commission's web site under the "e-filing" link.

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

*Acting Secretary.*

[FR Doc. 01-20708 Filed 8-16-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EG01-277-000, et al.]

#### Acadia Power Partners, LLC, et al. Electric Rate and Corporate Regulation Filings

August 13, 2001.

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

<sup>1</sup> 74 FERC ¶ 62,146 (1996).

<sup>2</sup> 81 FERC ¶ 62,034 (1997).

#### 1. Acadia Power Partners, LLC

[Docket No. EG01-277-000]

Take notice that on August 6, 2001, Acadia Power Partners, LLC (Acadia) 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.

Acadia, a Louisiana limited liability company, proposes to own and operate an electric generating facility and sell the output at wholesale to electric utilities, an affiliated power marketer and other purchasers. The facility is a natural gas-fired, combined cycle generating facility, which is under construction near Eunice, Louisiana.

*Comment date:* September 4, 2001, 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. Duke Energy Lee, LLC

[Docket No. ER01-1988-001]

Take notice that on August 6, 2001, Duke Energy Lee, LLC (Duke Lee) tendered for filing its revised Emergency Redispatch Tariff in compliance with the Federal Energy Regulatory Commission's (Commission) letter order of July 6, 2001.

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 3. Kansas City Power & Light Co

[Docket No. ER01-2200-001]

Take notice that on August 6, 2001, Kansas City Power & Light Company (KCPL) filed the designation page to Service Agreement No. 24 under its FERC Electric Tariff, First Revised Volume No. 4, providing for the long-term sale of capacity and energy to the City Utilities of Springfield, Missouri. This filing was made to comply with the Order of the Commission in this docket issued on July 23, 2001.

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 4. ODEC Power Trading, Inc.

[Docket No. ER01-2783-000]

Take notice that on August 7, 2001, ODEC Power Trading, Inc. (OPT) filed a Petition for blanket authority to sell wholesale power at market-based rates. OPT's Petition is filed pursuant to Section 205 of the Federal Power Act and Rules 205 and 207 of Commission's rules of Practice and Procedure, 18 CFR 385.205 and 385.207. OPT also seeks waiver of the 60-day notice requirement of 18 CFR 35.3 in order to permit OPT

to commence sales of power at market-based rates as of the earlier of 60 days from the date of the filing of its Petition or the date of an order accepting its market-based rate schedule.

*Comment date:* August 28, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **5. Pacific Gas and Electric Company**

[Docket No. ER01-2791-000]

Take notice that on August 6, 2001, Pacific Gas and Electric Company (PG&E) tendered for filing an agreement entitled Special Facilities Agreement for the Interconnection of the City of Santa Clara's 115kV Northern Receiving Station (SFA) between PG&E and the City of Santa Clara (CSC) (collectively, Parties). The SFA permits PG&E to recover its costs for installing, owning, operating and maintaining Special Facilities necessary for the interconnection of a new CSC receiving station with PG&E's transmission system. PG&E has requested certain waivers.

Copies of this filing have been served upon CSC, the California Independent System Operator, and the California Public Utilities Commission (CPUC).

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **6. California Independent System Operator Corporation**

[Docket No. ER01-2792-000]

Take notice that the California Independent System Operator Corporation, (ISO) on August 6, 2001, tendered for filing a Participating Generator Agreement between the ISO and Wellhead Power Panoche, LLC for acceptance by the Commission. The ISO states that this filing has been served on Wellhead Power Panoche, LLC and the California Public Utilities Commission.

The ISO is requesting waiver of the 60-day notice requirement to allow the Participating Generator Agreement to be made effective July 31, 2001.

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **7. California Independent System Operator Corporation**

[Docket No. ER01-2793-000]

Take notice that the California Independent System Operator Corporation, (ISO) on August 6, 2001, tendered for filing a Participating Generator Agreement between the ISO and Wellhead Power Gates, LLC for acceptance by the Commission. The ISO states that this filing has been served on Wellhead Power Gates, LLC and the California Public Utilities Commission.

The ISO is requesting waiver of the 60-day notice requirement to allow the Participating Generator Agreement to be made effective July 31, 2001.

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **8. Exelon Generation Company, LLC**

[Docket No. ER01-2794-000]

Take notice that on August 6, 2001, Exelon Generation Company, LLC, filed with the Federal Energy Regulatory Commission its market-based rate wholesale power sales tariff, FERC Electric Tariff Original Volume No. 2 (Tariff No. 2).

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **9. California Independent System Operator Corporation**

[Docket No. ER01-2795-000]

Take notice that the California Independent System Operator Corporation, (ISO) on August 6, 2001, tendered for filing a Meter Service Agreement for ISO Metered Entities between the ISO and Wellhead Power Gates, LLC for acceptance by the Commission. The ISO states that this filing has been served on Wellhead Power Gates, LLC and the California Public Utilities Commission.

The ISO is requesting waiver of the 60-day notice requirement to allow the Meter Service Agreement for ISO Metered Entities to be made effective July 31, 2001.

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **10. California Independent System Operator Corporation**

[Docket No. ER01-2796-000]

Take notice that the California Independent System Operator Corporation, (ISO) on August 6, 2001, tendered for filing a Meter Service Agreement for ISO Metered Entities between the ISO and Wellhead Power Panoche, LLC for acceptance by the Commission. The ISO states that this filing has been served on Wellhead Power Panoche, LLC and the California Public Utilities Commission.

The ISO is requesting waiver of the 60-day notice requirement to allow the Meter Service Agreement for ISO Metered Entities to be made effective July 31, 2001.

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **11. California Independent System Operator Corporation**

[Docket No. ER01-2797-000]

Take notice that the California Independent System Operator Corporation, (ISO) on August 7, 2001, tendered for filing a Participating Generator Agreement between the ISO and Wellhead Power Tesla, LLC for acceptance by the Commission. The ISO states that this filing has been served on Wellhead Power Tesla, LLC and the California Public Utilities Commission.

The ISO is requesting waiver of the 60-day notice requirement to allow the Participating Generator Agreement to be made effective July 31, 2001.

*Comment date:* August 28, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **12. Poquonock River Funding, L.L.C.**

[Docket No. ER01-2799-000]

Take notice that on August 7, 2001, Poquonock River Funding, L.L.C. (Poquonock), filed with the Federal Energy Regulatory Commission an application for approval of its initial rate schedule (FERC Electric Tariff Original Volume No. 1), and for blanket approval for market-based rates pursuant to Part 35 of the Commission's regulations.

Poquonock is a limited liability company formed under the laws of Delaware. Poquonock does not own any generating facilities.

*Comment date:* August 28, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **13. California Independent System Operator Corporation**

[Docket No. ER01-2800-000]

Take notice that the California Independent System Operator Corporation, (ISO) on August 7, 2001, tendered for filing a Meter Service Agreement for ISO Metered Entities between the ISO and Wellhead Power Tesla, LLC for acceptance by the Commission. The ISO states that this filing has been served on Wellhead Power Tesla, LLC and the California Public Utilities Commission.

The ISO is requesting waiver of the 60-day notice requirement to allow the Meter Service Agreement for ISO Metered Entities to be made effective July 31, 2001.

*Comment date:* August 28, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### **14. Arizona Public Service Company**

[Docket No. ER99-3288-003]

Take notice that on August 6, 2001, Arizona Public Service Company (APS)

tendered for filing Quarterly Refund payments to eligible wholesale customers under the Company's Fuel Cost Adjustment Clause (FAC).

A copy of this filing has been served upon the affected parties, the California Public Utilities Commission, and the Arizona Corporation Commission.

*Comment date:* August 27, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### Standard Paragraph

E. Any person desiring to be heard or to protest such 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 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. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site under the "e-Filing" link.

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

*Acting Secretary.*

[FR Doc. 01-20775 Filed 8-16-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EC01-136-000, et al.]

#### Aquila Energy Marketing Corporation, et al.; Electric Rate and Corporate Regulation Filings

August 10, 2001.

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

#### 1. Aquila Energy Marketing Corporation

[Docket No. EC01-136-000]

Take notice that on August 8, 2001, Aquila Energy Marketing Corporation

(AEMC), filed with the Federal Energy Regulatory Commission (Commission) an application for approval pursuant to section 203 of the Federal Power Act and section 33 of the Commission's regulations of the internal restructuring resulting from the merger of AEMC into its parent Aquila, Inc. (Aquila) with Aquila as the surviving corporation. All jurisdictional assets of AEMC will be transferred to Aquila. AEMC has asked the Commission to approve the Application within thirty days of filing.

*Comment date:* August 29, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 2. Conectiv Bethlehem, Inc.

[Docket No. EG01-278-000]

Take notice that on August 3, 2001, Conectiv Bethlehem, Inc. (CBI) filed an Application for Determination of Exempt Wholesale Generator Status (Application) pursuant to Section 32(a)(1) of the Public Utilities Holding Company Act of 1935 (PUHCA), all as more fully explained in the Application.

CBI will own and operate a facility located in Bethlehem, Pennsylvania (the "Eligible Facility" for purposes of PUHCA and the Commission's EWG regulations). The Eligible Facility, a natural gas-fired combined cycle turbine, will have a generating capacity of approximately 1100 MW. The Eligible Facility will be interconnected to PP&L, Inc.'s transmission system via PP&L, Inc.'s transmission voltage facilities. CBI has served this filing on Pennsylvania Public Utility Commission, Maryland Public Service Commission, Delaware Public Service Commission, New Jersey Board of Public Utilities, Virginia State Corporation Commission and the Securities and Exchange Commission (SEC).

*Comment date:* August 31, 2001, 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.

#### 3. Allegheny Energy Service Corporation on behalf of Allegheny Energy Supply Company, LLC

[Docket No. ER01-2649-001]

Take notice that on August 3, 2001, Allegheny Energy Service Corporation on behalf of Allegheny Energy Supply Company, LLC (Allegheny Energy Supply) filed First Revised Service Agreement No. 137 to complete the filing requirement for one (1) new Customer of the Market Rate Tariff under which Allegheny Energy Supply offers generation services. Allegheny Energy Supply continues to request a

waiver of notice requirements to maintain the effective date of June 26, 2001 for Service Agreement has also been requested.

Copies have been proved to the Public Utilities Commission of Ohio, the Pennsylvania Public Utility Commission, the Maryland Public Service Commission, the Virginia State Corporation Commission, the West Virginia Public Service Commission, and all parties of record.

*Comment date:* August 24, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 4. Indianapolis Power & Light Company

[Docket No. ER01-2683-001]

Take notice that on August 3, 2001, Indianapolis Power & Light Company filed a First Revised Service Agreement for Non-Firm Point-to-Point Transmission Service between Indianapolis Power & Light Company and Dayton Power & Light Company, under its open access transmission tariff in the above-captioned proceeding.

*Comment date:* August 24, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 5. Public Service Company of New Mexico

[Docket No. ER01-2780-000]

Take notice that on August 3, 2001, Public Service Company of New Mexico (PNM) submitted for filing an executed service agreement with Nevada Power Company (Nevada), under the terms of PNM's Open Access Transmission Tariff. The agreement is for short-term firm point-to-point transmission service and is effective as of July 13, 2001, the execution date of the agreement. PNM's filing is available for public inspection at its offices in Albuquerque, New Mexico.

Copies of the filing have been sent to Nevada and to the New Mexico Public Regulation Commission.

*Comment date:* August 24, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 6. Entergy Koch Trading, L.P. formerly known as Axia Energy, L.P.

[Docket No. ER01-2781-000]

Take notice that on August 3, 2001, Axia Energy, L.P. (Axia) filed (1) a Notice of Succession informing the Commission that the corporate name of Axia Energy, L.P. (Axia) was changed to Entergy Koch Trading, LP (EKT), effective August 1, 2001; (2) a Notice of Cancellation for the existing Axia market rate tariff (FERC Electric Rate Schedule No. 1); and (3) new tariff sheets for FERC Electric Rate Schedule