

capacity, and ancillary services at market-based rates pursuant to Section 205 of the Federal Power Act.

*Comment Date:* November 26, 2003.

## 22. FPL Energy 251 Wind, LLC

[Docket No. ER04-168-000]

Take notice that on November 5, 2003, FPL Energy 251 Wind, LLC tendered for filing an application for authorization to sell energy, capacity, and ancillary services at market-based rates pursuant to section 205 of the Federal Power Act.

*Comment Date:* November 26, 2003.

## 23. Midwest Generation EME, LLC, Complainant; Commonwealth Edison Company and Exelon Generation Company, LLC, Respondents

[Docket Nos. ER04-190-000 and Docket No. EL04-22-000]

Take notice that on November 13, 2003, Midwest Generation EME, LLC (MWGen) tendered for filing, under section 205 of the Federal Power Act (FPA), a tariff for Reactive Supply and Voltage Control from Generation Sources Service (Reactive Power) service provided to the transmission facilities controlled by Commonwealth Edison Company (ComEd) and filed a conditional complaint requesting fast track processing under section 206 of the FPA against ComEd and Exelon Generation Company, LLC (Exelon Generation). MWGen requests that the Commission accept for filing its FERC Electric Tariff, Original Volume No. 3 (Tariff) to become effective on January 1, 2004 for the collection of Reactive Power rates from ComEd. MWGen alleges in its conditional complaint that ComEd has improperly allocated all of the revenues ComEd receives from transmission customers for Reactive Power to its affiliate, Exelon Generation, which is unduly discriminatory and in violation of sections 205 and 206 of the FPA and Commission policy. MWGen states that if the Commission accepts MWGen's Tariff without change and without setting it for hearing, then MWGen does not require the relief requested in this conditional complaint and therefore withdraws it. However, if the Commission sets MWGen's Tariff for hearing or does not accept it as proposed, then MWGen requests that the Commission conduct a hearing regarding ComEd's Reactive Power payments to Exelon Generation and require ComEd to compensate MWGen for Reactive Power to the same degree that it compensates its affiliate, Exelon Generation.

MWGen states that it has served a copy of this filing on ComEd, Exelon

Generation and the Illinois Commerce Commission.

*Comment Date:* December 5, 2003.

## Standard Paragraph

Any person desiring to intervene or to protest this filing should file 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). 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. All such motions or protests should be filed on or before the comment date, and, to the extent applicable, must be served on the applicant and on any other person designated on the official service list. This filing is available for review at the Commission or may be viewed on the Commission's Web site at <http://www.ferc.gov>, using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, call (202) 502-8222 or TTY, (202) 502-8659. 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. The Commission strongly encourages electronic filings.

**Magalie R. Salas,**

*Secretary.*

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**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL03-123-001, et al.]

### Richard Blumenthal, Attorney General, et al.; Electric Rate and Corporate Filings

November 12, 2003.

The following filings have been made with the Commission. The filings are listed in ascending order within each docket classification.

### 1. Richard Blumenthal, Attorney General of the State of Connecticut, and the Connecticut Department of Public Utility Control v. NRG Power Marketing Inc., Connecticut Light and Power Company

[Docket Nos. EL03-123-001, EL03-134-000, and EL03-129-000]

Take notice that on November 7, 2003, The Connecticut Light and Power Company, Richard Blumenthal, the Attorney General for the State of Connecticut, the Connecticut Department of Public Utility Control, the Connecticut Office of Consumer Counsel, the Official Committee of Unsecured Creditors for NRG Energy, Inc. and its Debtor Subsidiaries, and NRG Power Marketing Inc. filed a settlement agreement and explanatory statement addressing the terms by which the parties to such settlement agreement shall resolve litigation and by which NRG Power Marketing, Inc. shall provide service to The Connecticut Light and Power Company.

*Initial Comment Date:* November 18, 2003.

*Reply to Comments:* November 21, 2003.

### 2. ISO New England Inc.

[Docket No. ER04-121-000]

Take notice that on October 31, 2003, ISO New England Inc. (the ISO) made a filing under Section 205 of the Federal Power Act of revised tariff sheets for recovery of its administrative costs for 2004. The ISO requests that these sheets be allowed to go into effect on January 1, 2004.

The ISO states that copies of the transmittal letter were served upon each non-Participant entity that is a customer under the NEPOOL Open Access Transmission Tariff, as well as on the governors and utility regulatory agencies of the six New England States, and NECPUC. ISO further states that NEPOOL Participants were served with the entire filing electronically and the filing is posted on the ISO's Web site (<http://www.iso-ne.com>).

*Comment Date:* November 21, 2003.

**3. Bangor Hydro-Electric Company, Central Maine Power Company, NSTAR Electric & Gas Corporation, on behalf of its affiliates: Boston Edison Company, Commonwealth Electric Company, Cambridge Electric Light Company, Canal Electric Company, New England Power Company; Northeast Utilities Service Company, on behalf of its operating company affiliates: The Connecticut Light and Power Company, Western Massachusetts Electric Company, Public Service Company of New Hampshire, Holyoke Power and Electric Company, Holyoke Water Power Company, The United Illuminating Company, Vermont Electric Power Company, Central Vermont Public Service Company, and Green Mountain Power Corporation**

[Docket No. ER04-157-000]

Take notice that on November 4, 2003, Bangor Hydro-Electric Company, Central Maine Power Company, NSTAR Electric & Gas Corporation, New England Power Company, Northeast Utilities Service Company, The United Illuminating Company, Vermont Electric Power Company, Central Vermont Public Service Corporation, and Green Mountain Power Corporation (collectively, the New England Transmission Owners) filed, pursuant to section 205 of the Federal Power Act, a request for approval of a return on common equity component of the regional and local transmission rates under the Regional Transmission Organization for New England (RTO-NE) open access transmission tariff.

The New England Transmission Owners state that they are serving a copy of this filing on the Governors and utility regulatory commissions of Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont. The New England Transmission Owners further state that a copy of the filing is being served electronically on Participants in the New England Power Pool (NEPOOL) and the filing has been electronically posted on the RTO-NE Web site (<http://www.rto-ne.com/>) under the heading "Legal Filings," and those New England transmission customers (including customers under the local tariffs of the New England Transmission Owners) that are not Participants in NEPOOL have been provided notice of such posting. The New England Transmission Owners state that they will provide a hard copy of this filing to any interested party upon request; to the extent that such notice procedures do not technically comply with any of the service requirements set forth in the

Commission's regulations, the New England Transmission Owners request waiver of such requirements to permit service of this filing in the manner described above.

*Comment Date:* December 1, 2003.

**4. ISO New England Inc., Bangor Hydro-Electric Company, Central Maine Power Company, NSTAR Electric & Gas Corporation, on behalf of its affiliates: Boston Edison Company, Commonwealth Electric Company, Cambridge Electric Light Company, Canal Electric Company, New England Power Company, Northeast Utilities Service Company, on behalf of its operating company affiliates: The Connecticut Light and Power Company, Western Massachusetts Electric Company, Public Service Company of New Hampshire, Holyoke Power and Electric Company, Holyoke Water Power Company, The United Illuminating Company, and Vermont Electric Power Company**

[Docket Nos. RT04-2-000 and ER04-116-000]

Take notice that on October 31, 2003, ISO New England Inc., Bangor Hydro-Electric Company, Central Maine Power Company, NSTAR Electric & Gas Corporation, New England Power Company, Northeast Utilities Service Company, The United Illuminating Company and Vermont Electric Power Company (collectively, Filing Parties) filed, pursuant to Section 205 of the Federal Power Act and in accordance with Order No. 2000, a request for approval of a regional transmission organization for New England.

The Filing Parties states that they are serving a copy of the request on the Governors and utility regulatory commissions of Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island and Vermont, and New England transmission customers that are not participants in the New England Power Pool (NEPOOL). Filing Parties further state that a copy of the request is being served electronically on the NEPOOL Participants and a copy is being posted on the website of ISO New England Inc.

*Comment Date:* December 1, 2003.

#### **Standard Paragraph**

Any person desiring to intervene or to protest this filing should file 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). 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. All such motions or protests should be filed on or before the comment date, and, to the extent applicable, must be served on the applicant and on any other person designated on the official service list. This filing is available for review at the Commission or may be viewed on the Commission's Web site at <http://www.ferc.gov>, using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number filed to access the document. For assistance, call (202) 502-8222 or TTY, (202) 502-8659. 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. The Commission strongly encourages electronic filings.

**Magalie R. Salas,**

*Secretary.*

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## **DEPARTMENT OF ENERGY**

### **Federal Energy Regulatory Commission**

[Project No. 8657-064]

#### **Virginia Hydrogeneration and Historical Society, L.C.; Notice of Availability of Draft Environmental Assessment**

November 14, 2003.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's Regulations, 18 CFR Part 380 (FERC Order No. 486, 52 FR 47897), the Office of Energy Projects staff (staff) reviewed the Order Proposing Revocation of License for the Harvell Dam Project, located on the Appomattox River in Petersburg, Virginia, and prepared an environmental assessment (EA) for the proposed action at the project. In this EA, staff analyzed the potential environmental effects of the revocation of license and concluded that the revocation, or any other alternative considered, would not constitute a major federal action significantly affecting the quality of the human environment.

A copy of the EA is available for review at the Commission in the Public Reference Room, located at 888 First Street, NE., Room 2A, Washington, DC