

Associated Industries of Massachusetts  
 Massachusetts Department of  
 Telecommunications and Energy  
 Massachusetts Municipal Wholesale  
 Electric Company and Reading  
 Municipal Light Department  
 Milford Power Company, LLC  
 NEPOOL Industrial Customer Coalition  
 New England Conference of Public Utilities  
 Commissioners  
 New Hampshire Office of Consumer  
 Advocate  
 NRG Devon Power LLC, Middletown  
 Power LLC, Norwalk Harbor LLC and  
 NRG Power Marketing  
 NSTAR Electric and Gas Corporation  
 PPL Energy Plus, LLC and PPL Wallingford  
 Energy LLC  
 PSEG Energy Resources and Trade LLC  
 United Illuminating Company  
 Vermont Department of Public Service  
 Vermont Electric Power Company  
 Wellesley Municipal Lighting Plant

#### Comments

Coral Power, L.L.C.  
 Dominion Resources, Inc., Dominion  
 Energy Marketing, Inc., and Dominion  
 Nuclear Connecticut, Inc.  
 Electricity Consumer Resource Council and  
 American Iron and Steel Institute  
 The Energy Consortium  
 Electric Power Supply Association  
 Fitchburg Gas and Electric Light Company  
 and Util Energy Systems, Inc.  
 Independent Energy Producers of Maine  
 Industrial Energy Consumer Group  
 Keyspan-Ravenswood, LLC  
 Maine Public Advocate  
 National Grid USA  
 New England Consumer-Owned Entities  
 New England Demand Response Providers  
 Northeast Utilities Service Company  
 Potomac Economics, Ltd.  
 TransCanada Power Marketing Ltd.

[Docket No. ER-03-563-030; EL04-102-000]

Devon Power LLC, *et al.*

Issued June 2, 2004

Joseph T. Kelliher, Commissioner  
 concurring:

I am writing separately to explain my  
 views on the implementation date of a  
 locational installed capacity (LICAP)  
 market in New England.

I concur with the order that a LICAP  
 market should not be implemented  
 before January 1, 2006. The purpose of  
 establishing a LICAP market is to ensure  
 there is adequate electricity generation  
 in New England, particularly in  
 Southwest Connecticut and  
 Northeastern Massachusetts/Boston.  
 The record shows that there is  
 insufficient generation in these two  
 areas of New England.

For a LICAP market to be effective,  
 the transmission system must be strong  
 enough to permit generation  
 interconnections. Unfortunately, the  
 transmission system in Southwest  
 Connecticut is notoriously weak, and at

present cannot accommodate significant  
 generation additions.

It is important to give New England  
 enough time to make necessary  
 transmission upgrades. The order  
 provides for an initial decision from an  
 administrative law judge by June 1,  
 2005 to define the appropriate  
 methodology for determining capacity  
 transfer limits between ICAP regions,  
 the amount and allocation of capacity  
 transfer rights for purposes of each  
 LICAP market, and the parameters of the  
 demand curve that will apply in each  
 ICAP region. The order also sets an  
 implementation date for LICAP markets  
 of January 1, 2006. I would have  
 deferred selecting a specific  
 implementation date for LICAP markets  
 until after the initial decision. That  
 would have given the Commission the  
 flexibility to select an appropriate date  
 for implementing LICAP based on an  
 understanding of the progress—if any—  
 towards strengthening the transmission  
 grid in Southwest Connecticut and  
 Northeastern Massachusetts/Boston.

Until implementation of a LICAP  
 market, the Commission will extend the  
 Peaking Unit Safe Harbor (PUSH)  
 mechanism, and consider reliability-  
 must-run contracts to ensure generators  
 receive just and reasonable  
 compensation. Experience with the  
 PUSH mechanism has proved  
 disappointing, and reliability-must-run  
 contracts may be the superior means to  
 assure just and reasonable  
 compensation during the interim.

Joseph T. Kelliher,  
*Commissioner.*

[FR Doc. 04-12921 Filed 6-10-04; 8:45 am]

**BILLING CODE 6717-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7673-1]

### Science Advisory Board Staff Office; Notification of Upcoming Meeting of the Science Advisory Board Committee on Valuing the Protection of Ecological Systems and Services; Correction

**AGENCY:** Environmental Protection  
 Agency (EPA).

**ACTION:** Notice; correction.

**SUMMARY:** The EPA Science Advisory  
 Board (SAB) Staff Office published a  
 notice in the **Federal Register** of June 1,  
 2004, announcing a public meeting for  
 the SAB's Committee on Valuing the  
 Protection of Ecological Systems and  
 Services (C-VPESS) on June 13-14,

2004. The notice contained incorrect  
 dates.

**FOR FURTHER INFORMATION CONTACT:** Dr.  
 Angela Nugent, Designated Federal  
 Officer, via telephone/voice mail at  
 (202) 343-9981, via e-mail at  
*nugent.angela@epa.gov* or by mail at:  
 U.S. EPA SAB (MC 1400F), 1200  
 Pennsylvania Ave., NW., Washington,  
 DC 20460. General information about  
 the SAB can be found in the SAB Web  
 site at: <http://www.epa.gov/sab>.

#### Correction

In the **Federal Register** of June 1,  
 2004, in FR Doc. 04-12306, on page  
 30908, correct the **DATES** caption to read:  
**DATES:** June 14-15, 2004. The meeting  
 will commence at 9 a.m. and adjourn at  
 5 p.m. (eastern time) on each day.

Dated: June 2, 2004.

**Vanessa T. Vu,**  
*Director, EPA Science Advisory Board Staff  
 Office.*

[FR Doc. 04-13286 Filed 6-10-04; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[OPPT-2004-0100; FRL-7365-3]

### Certain New Chemicals; Receipt and Status Information

**AGENCY:** Environmental Protection  
 Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** Section 5 of the Toxic  
 Substances Control Act (TSCA) requires  
 any person who intends to manufacture  
 (defined by statute to include import) a  
 new chemical (i.e., a chemical not on  
 the TSCA Inventory) to notify EPA and  
 comply with the statutory provisions  
 pertaining to the manufacture of new  
 chemicals. Under sections 5(d)(2) and  
 5(d)(3) of TSCA, EPA is required to  
 publish a notice of receipt of a  
 premanufacture notice (PMN) or an  
 application for a test marketing  
 exemption (TME), and to publish  
 periodic status reports on the chemicals  
 under review and the receipt of notices  
 of commencement to manufacture those  
 chemicals. This status report, which  
 covers the period from May 12, 2004 to  
 May 21, 2004, consists of the PMNs and  
 TMEs, both pending or expired, and the  
 notices of commencement to  
 manufacture a new chemical that the  
 Agency has received under TSCA  
 section 5 during this time period.

**DATES:** Comments identified by the  
 docket ID number OPPT-2004-0100  
 and the specific PMN number or TME