

the water heater's design precludes testing it in accordance with the provisions in the current test procedure. The Department has determined that the relevant basic models of water heaters that are the subject of the application for waiver can be tested under the current test procedure. AGA agrees with this conclusion; it stated that there is nothing that prevents American's water heater from being tested under the current test procedure, and that test results would accurately predict energy consumption under the behavioral assumptions inherent in the test procedure (namely, the amount of water required and the temperature at which that water is needed). Accordingly, the petitioner has not met the criterion in 10 CFR 430.27 (l) that the basic model contains one or more design characteristics that prevent testing according to the prescribed test procedures.

Conclusion

Following a careful consideration of all the material that was submitted by American, the comments received, and based on the criteria for granting a waiver as provided in 10 CFR 430.27 (l), it is ordered that no waiver will be granted.

Issued in Washington, DC, on December 14, 2004.

David K. Garman,

Assistant Secretary, Energy Efficiency and Renewable Energy.

[FR Doc. 04-27643 Filed 12-16-04; 8:45 am]

BILLING CODE 6450-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. ER04-1003-002 and ER04-1007-002]

American Electric Power Service Corporation; Notice of Compliance Filing

December 9, 2004.

Take notice that on December 2, 2004, American Electric Power Service Corporation (AEPSC) on behalf of the AEP operating companies in its East Zone, (namely Appalachian Power Company, Columbus Southern Power Company, Indiana Michigan Power Company, Kentucky Power Company, Kingsport Power Company, Ohio Power Company, and Wheeling Power Company) submitted a compliance filing pursuant to the Commission letter order issued November 1, 2004 in Docket Nos. ER04-1003-000, ER04-

1003-001, ER04-1007-000 and ER04-1007-001.

AEPSC states that copies of the filing were served on parties on the official service list in the above-captioned proceedings as well as on AEP transmission customers and the state utility regulatory commissions in the states in which the AEP operating companies do business.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 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 notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail FERCOnlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: 5 p.m. Eastern Time on December 23, 2004.

Magalie R. Salas,

Secretary.

[FR Doc. E4-3685 Filed 12-16-04; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP99-301-124]

ANR Pipeline Company; Notice of Compliance Filing

December 10, 2004.

Take notice that on December 6, 2004, ANR Pipeline Company (ANR) tendered for filing an updated Primary Route Exhibit for Contract No. 107876 between ANR and Wisconsin Gas.

ANR states that the exhibit is being filed in compliance with the Commission's November 30, 2004 order accepting ANR's amended negotiated rate agreements for filing. ANR requests that the Commission accept and approve the subject negotiated rate agreement amendments to be effective November 1, 2004.

Any person desiring to protest this filing must file in accordance with Rule 211 of the Commission's Rules of Practice and Procedure (18 CFR 385.211). Protests to this filing 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. Such protests must be filed in accordance with the provisions of section 154.210 of the Commission's regulations (18 CFR 154.210). Anyone filing a protest must serve a copy of that document on all the parties to the proceeding.

The Commission encourages electronic submission of protests in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail FERCOnlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Magalie R. Salas,

Secretary.

[FR Doc. E4-3688 Filed 12-16-04; 8:45 am]

BILLING CODE 6717-01-P