

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. EC97-45-000, et al.]

**Long Island Lighting Company, et al.; Electric Rate and Corporate Regulation Filings**

August 1, 1997.

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

**1. Long Island Lighting Company**

[Docket No. EC97-45-000]

Take notice that on July 30, 1997, Long Island Lighting Company (LILCO) tendered for filing pursuant to Section 203 of the Federal Power Act (FPA), 16 U.S.C. Sec. 824b (1994), and Part 33 of the Commission's Regulations, 18 CFR part 33, an Application for an order approving a transaction and disposition of assets.

Pursuant to an Agreement and Plan of Merger By and Among BL Holding Corp., Long Island Lighting Company, Long Island Power Authority and LPA Acquisition Corp., dated as of June 26, 1997, the Long Island Power Authority (LIPA) will acquire LILCO's transmission and distribution facilities, its 18 percent share in the Nine Mile Point Two nuclear power plant, substantially all of its regulatory asset and various other assets. The transfer of assets will be accomplished by the acquisition of LILCO's common stock after LILCO's gas distribution system, its non-nuclear electric generating facilities and certain other assets and liabilities have been transferred to newly formed subsidiaries of a holding company. LILCO will then be merged into LIPA Acquisition Corp., a newly created entity of LIPA. LILCO further states that it has submitted the information required by Part 33 of the Commission's Regulations in support of the application.

*Comment date:* September 29, 1997, in accordance with Standard Paragraph E at the end of this notice.

**2. Central Hudson Gas & Electric Corporation**

[Docket No. ER97-3714-000]

Take notice that on July 14, 1997, Central Hudson Gas & Electric Corporation (CHG&E), tendered for filing pursuant to § 35.12 of the Federal Energy Regulatory Commission's (Commission) Regulations in 18 CFR a Service Agreement between CHG&E and Tractebel Energy Marketing, Inc. The terms and conditions of service under this Agreement are made pursuant to

CHG&E's FERC Open Access Schedule, Original Volume No. 1 (Transmission Tariff) filed in compliance with the Commission's Order 888 in Docket No. RM95-8-000 and RM94-7-001. CHG&E also has requested waiver of the 60-day notice provision pursuant to 18 CFR 35.11.

A copy of this filing has been served on the Public Service Commission of the State of New York.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

**3. Duke Power Company**

[Docket No. ER97-3715-000]

Take notice that on July 14, 1997, Duke Power Company (Duke), tendered for filing a Market Rate Service Agreement between Duke and Aquila Power Corporation, dated as of July 11, 1997. The parties commenced transactions under the Service Agreement on June 4, 1997. Duke requests that the Agreement be made effective as of June 14, 1997.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

**4. Florida Power & Light Company**

[Docket No. ER97-3716-000]

Take notice that on July 14, 1997, Florida Power & Light Company (FPL), tendered for filing a proposed notice of cancellation of an umbrella service agreement with Catex Vitol Electric, L.L.C. for non-firm transmission service under FPL's Open Access Transmission Tariff.

FPL requests that the proposed cancellation be permitted to become effective on July 1, 1997.

FPL states that this filing is in accordance with Part 35 of the Commission's Regulations.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

**5. Union Electric Company**

[Docket No. ER97-3717-000]

Take notice that on July 14, 1997, Union Electric Company (UE), tendered for filing a Service Agreement for Non-Firm Point-to-Point Transmission Service between PECO Energy Company—Power Team (PECO). UE asserts that the purpose of the Agreement is to permit UE to provide transmission service to PECO pursuant to UE's Open Access Transmission Tariff filed in Docket No. OA96-50.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

**6. Orange and Rockland Utilities, Inc.**

[Docket No. ER97-3718-000]

Take notice that on July 15, 1997, Orange and Rockland Utilities, Inc. (O&R), tendered for filing its Summary Report of O&R transactions during the calendar quarter ending June 30, 1997 pursuant to the market based rate power service tariff, made effective by the Commission on March 27, 1997 in Docket No. ER97-1400-000.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

**7. New England Power Pool**

[Docket No. ER97-3719-000]

Take notice that on July 15, 1997, the New England Power Pool Executive Committee filed a signature page to the NEPOOL Agreement dated September 1, 1971, as amended, signed by Pennsylvania Power & Light Company (PP&L). The New England Power Pool Agreement, as amended, has been designated NEPOOL FPC No. 2.

The Executive Committee states that acceptance of the signature page would permit PP&L to join the over 120 Participants that already participate in the Pool. NEPOOL further states that the filed signature page does not change the NEPOOL Agreement in any manner, other than to make PP&L a Participant in the Pool. NEPOOL requests an effective date on or before August 1, 1997, or as soon as possible thereafter for commencement of participation in the Pool by PP&L.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

**8. The Dayton Power and Light Co.**

[Docket No. ER97-3720-000]

Take notice that on July 15, 1997, The Dayton Power and Light Company (Dayton), submitted service agreements establishing Aquila Power Corporation as a customer under the terms of Dayton's Market-Based Sales Tariff.

Dayton requests an effective date of one day subsequent to this filing for the service agreements. Accordingly, Dayton requests waiver of the Commission's notice requirements. Copies of the filing were served upon Aquila Power Corporation and the Public Utilities Commission of Ohio.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

**9. The Dayton Power and Light Co.**

[Docket No. ER97-3721-000]

Take notice that on July 15, 1997, The Dayton Power and Light Company (Dayton), submitted service agreements

establishing PECO Energy company—Power Team, Market Responsive Energy, Inc., as customers under the terms of Dayton's Open Access Transmission Tariff.

Dayton requests an effective date of one day subsequent to this filing for the service agreements. Accordingly, Dayton requests waiver of the Commission's notice requirements. Copies of the filing were served upon PECO Energy Company—Power Team, Market Responsive Energy, Inc., and the Public Utilities Commission of Ohio.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 10. Carolina Power & Light Company

[Docket No. ER97-3722-000]

Take notice that on July 15, 1997, Carolina Power & Light Company (CP&L), tendered for filing Service Agreements for Non-Firm Point-to-Point Transmission Service executed between CP&L and the following Eligible Transmission Customers: The Energy Authority, Inc., and Market Responsive Energy, Inc., and Service Agreements for Short-Term Firm Point-to-Point Transmission Service with The Energy Authority, Inc., and Virginia Electric & Power Company. Service to each Eligible Customer will be in accordance with the terms and conditions of Carolina Power & Light Company's Open Access Transmission Tariff.

Copies of the filing were served upon the North Carolina Utilities Commission and the South Carolina Public Service Commission.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 11. Carolina Power & Light Company

[Docket No. ER97-3723-000]

Take notice that on July 15, 1997, Carolina Power & Light Company (Carolina), tendered for filing executed Service Agreements between Carolina and the following Eligible Entities: The Energy Authority, Inc., Eastern Power Distribution; and NESI Power Marketing, Inc., service to each Eligible Entity will be in accordance with the terms and conditions of Carolina's Tariff No. 1 for Sales of Capacity and Energy.

Copies of the filing were served upon the North Carolina Utilities Commission and the South Carolina Public Service Commission.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 12. Cinergy Services, Inc.

[Docket No. ER97-3724-000]

Take notice that on July 15, 1997, Cinergy Services, Inc., (Cinergy), tendered for filing on behalf of its operating companies, The Cincinnati Gas & Electric Company (CG&E), and PSI Energy, Inc. (PSI), a Power Service Agreement, dated May 30, 1997, between Cinergy, CG&E, PSI and Southeastern Power Administration (SEPA).

The Power Service Agreement provides for sale on a market basis.

Cinergy and SEPA have requested an effective date of one day after this initial filing of the Power Service Agreement.

Copies of the filing were served on Southeastern Power Administration, Georgia Public Service Commission, the Kentucky Public Service Commission, the Public Utilities Commission of Ohio and the Indiana Utility Regulatory Commission.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 13. Commonwealth Edison Company

[Docket No. ER97-3725-000]

Take notice that on July 15, 1997, Commonwealth Edison Company (ComEd), tendered for filing an amendment to its contract with the City of Batavia, Illinois (Batavia). The amendment will permit Batavia to receive curtailable service at selected premises within its service territory.

ComEd requests an effective date of June 1, 1997, and has, therefore, requested that the Commission waive its notice requirements. Copies of this filing have been served on Batavia and the Illinois Commerce Commission.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 14. The Empire District Electric Company

[Docket No. ER97-3726-000]

Take notice that on July 15, 1997, The Empire District Electric Company (EDE), tendered for filing a service agreement between EDE and Tenaska Power Services Co., providing non-firm point-to-point transmission service pursuant to the open access transmission tariff (Schedule OATS) of EDE.

EDE states that a copy of this filing has been served by mail upon Tenaska Power Services Co., 2000 E. Lamar Blvd., Suite 450, Arlington, TX 76006.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 15. The Empire District Electric Company

[Docket No. ER97-3727-000]

Take notice that on July 15, 1997, The Empire District Electric Company (EDE), tendered for filing a service agreement between EDE and Duke/Louis Dreyfus providing non-firm point-to-point transmission service pursuant to the open access transmission tariff (Schedule OATS) of EDE.

EDE states that a copy of this filing has been served by mail upon Duke/Louis Dreyfus, 10 Westport Road, Wilton, CT 06897.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 16. Tucson Electric Power Company

[Docket No. ER97-3728-000]

Take notice that on July 15, 1997, Tucson Electric Power Company (TEP), tendered for two (2) service agreements for firm transmission service and three (3) service agreements for non-firm transmission service under Part II of its Open Access Transmission Tariff filed in Docket No. OA96-140-000. TEP requests waiver of notice to permit the service agreement to become effective as of July 1, 1997.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 17. Atlantic City Electric Company, Baltimore Gas and Electric Co., Delmarva Power & Light Company, Jersey Central Power & Light Co., Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power & Light Co., Potomac Electric Power Company, and Public Service Electric and Gas Company

[Docket No. ER97-3729-000]

Take notice that on July 14, 1997, Atlantic City Electric Company, Baltimore Gas and Electric Company, Delmarva Power & Light Company, Jersey Central Power & Light Company, Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power & Light Company, Potomac Electric Power Company, and Public Service Electric and Gas Company filed the following documents: (1) Request for authorization to engage in market-based transmissions through the PJM Interchange Energy Market; (2) Supporting Companies' Report on Horizontal Market Power Analysis; and (3) proposed revisions to the market operations schedules of the PJM Interconnection, L.L.C., Operating Agreement.

Copies have been served on the regulatory commissions of Delaware, the District of Columbia, Maryland, New Jersey, Pennsylvania and Virginia, on the parties to Docket Nos. OA97-261-000, ER97-1082-000 and ER97-3189-000, and on the Members of PJM Interconnection, L.L.C.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 18. MidAmerican Energy Company

[Docket No. ER97-3730-000]

Take notice that on July 16, 1997, MidAmerican Energy Company, tendered for filing a proposed change in its Rate Schedule for Power Sales, FERC Electric Rate Schedule, Original Volume No. 5. The proposed change consists of the following:

1. Sixth Revised Sheet No. 16, superseding Fifth Revised Sheet No. 16;
2. Fourth Revised Sheet Nos. 17 and 18, superseding Third Revised Sheet Nos. 17 and 18;
3. Third Revised Sheet Nos. 19 and 20, superseding Second Revised Sheet Nos. 19 and 20; and
4. Second Revised Sheet No. 21, superseding First Revised Sheet No. 21.

MidAmerican states that it is submitting these tariff sheets for the purpose of complying with the requirements set forth in Southern Company Services, Inc., 75 FERC ¶ 61,130 (1996), relating to quarterly filings by public utilities of summaries of short-term market-based power transactions. The tariff sheets contain summaries of such transactions under the Rate Schedule for Power Sales for the period April 1, 1997 through June 30, 1997.

MidAmerican proposes an effective date of April 1, 1997, for the rate schedule change. Accordingly, MidAmerican requests a waiver of the 60-day notice requirement for this filing. MidAmerican states that this date is consistent with the requirements of the Southern Company Services, Inc., order and the effective date authorized in Docket No. ER96-2459-000.

Copies of the filing were served upon MidAmerican's customers under the Rate Schedule for Power Sales and the Iowa Utilities Board, the Illinois Commerce Commission and the South Dakota Public Utilities Commission.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 19. Northeast Utilities Service Co.

[Docket No. ER97-3731-000]

Take notice that on July 16, 1997, Northeast Utilities Service Company (NUSCO), on behalf of its operating

affiliates, The Connecticut Light and Power Company, Western Massachusetts Electric Company, Holyoke Water Power Company, Holyoke Power and Electric Company and Public Service Company of New Hampshire, tendered for filing a Service Agreement with Enron Power Marketing, Inc. (Enron), under the Northeast Utilities System Companies' Sale for Resale Tariff No. 7 Market Based Rates. NUSCO requests an effective date of June 17, 1997.

NUSCO states that a copy of its submission has been mailed or delivered to Enron.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 20. Union Electric Company

[Docket No. ER97-3732-000]

Take notice that on July 16, 1997, Union Electric Company (UE), tendered for filing a Service Agreement for Non-Firm Point-to-Point Transmission Service between Morgan Stanley Capital Group, Inc., (MSCG). UE asserts that the purpose of the Agreement is to permit UE to provide transmission service to MSCG pursuant to UE's Open Access Transmission Tariff filed in Docket No. OA96-50.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 21. Long Sault, Inc.

[Docket No. OA97-624-000]

Take notice that on July 10, 1997, Long Sault, Inc., filed original and revised tariff sheets to its open access transmission tariff to comply with FERC Order No. 888-A. Long Sault, Inc., states that it has served copies of its filing on the New York Public Service Commission and all parties listed on the official service list in Long Sault, Inc.'s original open access transmission tariff proceeding, Docket No. OA96-11-000. In addition, Long Sault, Inc., states that it has served copies of its filing on its present transmission customers and certain of its potential transmission customers.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 22. The Dayton Power and Light Company

[Docket No. OA97-625-000]

Take notice that on July 10, 1997, The Dayton Power and Light Company (DP&L) submitted a filing in compliance with Order No. 888-A, FERC Stats. & Regs. 78 FERC 61,220. DP&L states its understanding that its compliance open

access tariff, pursuant to Order No. 888-A, becomes effective as of July 14, 1997, subject to refund.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 23. Western Resources, Inc.

[Docket No. OA97-626-000]

Take notice that on July 10, 1997, Western Resources, Inc., tendered for filing an open access transmission tariff in compliance with the Commission's requirements set forth in Order No. 888A. Western Resources' compliance tariff is proposed to become effective on September 8, 1997.

Copies of the filing were served upon all parties listed on the service list in Western Resources' FERC Docket No. OA96-203-000.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 24. Portland General Electric Company

[Docket OA97-628-000]

Take notice that on July 11, 1997, Portland General Electric Company (PGE) tendered for filing an Open Access Transmission Compliance Tariff in accordance with the Commission's Final Rule in Docket Nos. RM95-8-001 and RM94-7-002 (Order No. 888-A).

Copies of this filing were served upon entities noted in the filing letter.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 25. East Texas Electric Cooperative, Inc.

[Docket No. OA97-652-000]

Take notice that on July 14, 1997, East Texas Electric Cooperative, Inc. (ETEC) tendered for filing an Open Access Transmission Tariff in compliance with Order No. 888, Order No. 888-A, and 18 CFR 35.28(c).

Copies of this filing were served on ETEC's three wholesale power customers, the Public Utility Commission of Texas, and Southwestern Electric Power Company via overnight delivery.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 26. Western Systems Power Pool

[Docket No. OA97-672-000]

Take notice that on July 14, 1997, the Western Systems Power Pool (WSPP) tendered for filing pursuant to Order No. 888-A the WSPP's Pro Forma Open Access Transmission Tariff compliance filing.

*Comment date:* August 15, 1997, in accordance with Standard Paragraph E at the end of this notice.

**27. Centerior Energy Corporation**

[Docket No. OA97-673-000]

Take notice that on July 14, 1997, Centerior Energy Corporation, on behalf of The Cleveland Electric Illuminating Company and Toledo Edison Company, tendered for filing Revisions to its Standards of Conduct.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

**28. Boston Edison Company**

[Docket No. OA97-674-000]

Take notice that on July 14, 1997, Boston Edison Company (Boston Edison) of Boston, Massachusetts, submitted for filing its compliance open-access transmission tariff in compliance with the Commission's Order No. 888-A. Boston Edison requests a July 14, 1997, effective date.

Boston Edison states that this filing has been posted in accordance with the Commission's Regulations and that copies of the filing have been served upon Boston Edison's wholesale customers, the Massachusetts Department of Public Utilities, and all persons listed on the official service lists in Docket No. OA96-70-000, ER97-1328-000 and ER97-2340-000.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

**29. The Detroit Edison Company**

[Docket No. OA97-681-000]

Take notice that on July 14, 1997, The Detroit Edison Company filed an Open Access Transmission Tariff in compliance with Order No. 888-A of the Federal Energy Regulatory Commission.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

**30. MOKAN Power Pool**

[Docket No. OA97-682-000]

Take notice that on July 14, 1997, the MOKAN Power Pool (MOKAN) tendered for filing pursuant to Order No. 888-A MOKAN'S Pro Forma Open Access Transmission Tariff compliance filing.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

**31. Central Power and Light Company; West Texas Utilities Company; Public Service Company of Oklahoma; Southwestern Electric Power Co.**

[Docket No. OA97-668-000]

Take notice that on July 14, 1997, Central Power and Light Company, West Texas Utilities Company, Public Service

Company of Oklahoma, and Southwestern Electric Power Company (collectively, the CSW Operating Companies) tendered for filing a form of open access transmission service tariff in compliance with the Commission's Order No. 888-A.

The CSW Operating Companies state that they have served a copy of their compliance filing on all customers that have taken service under the CSW Operating Companies' existing open access transmission service tariff, the Public Utility Commission of Texas, the Oklahoma Corporation Commission, the Louisiana Public Service Commission and the Arkansas Public Service Commission and on each party listed on the service list for Docket Nos. ER96-1046-000, OA96-185-000 and OA97-24-000.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

**32. Montaup Electric Company**

[Docket No. OA97-670-000]

Take notice that on July 14, 1997, Montaup Electric Company tendered for filing a Compliance Tariff pursuant to Order No. 888-A.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

**Standard Paragraph**

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or 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 18 CFR 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.

**Lois D. Cashell,**

*Secretary.*

[FR Doc. 97-20915 Filed 8-7-97; 8:45 am]

BILLING CODE 6717-01-P

**FEDERAL ENERGY REGULATORY COMMISSION**

[Docket No. ER97-3733-000, et al.]

**Orange and Rockland Utilities, Inc., et al.; Electric Rate and Corporate Regulation Filings**

August 4, 1997.

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

**1. Orange and Rockland Utilities, Inc.**

[Docket No. ER97-3733-000]

Take notice that on July 16, 1997, Orange and Rockland Utilities, Inc. (O&R), tendered for filing pursuant to Part 35 of the Federal Energy Regulatory Commission's Rules of Practice and Procedure, 18 CFR Part 35, a service agreement under which O&R will provide capacity and/or energy to Coastal Electric Services Company (Coastal).

O&R requests waiver of the notice requirement so that the service agreement with Coastal becomes effective as of July 1, 1997.

O&R has served copies of the filing on The New York State Public Service Commission, and Coastal.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

**2. Orange and Rockland Utilities, Inc.**

[Docket No. ER97-3734-000]

Take notice that on July 16, 1997, Orange and Rockland Utilities, Inc. (Orange and Rockland), filed a Service Agreement between Orange and Rockland and ProMark Energy (Customer). This Service Agreement specifies that Customer has agreed to the rates, terms and conditions of Orange and Rockland Open Access Transmission Tariff filed on July 9, 1996 in Docket No. OA96-210-000.

Orange and Rockland requests waiver of the Commission's sixty-day notice requirements and an effective date of July 1, 1997 for the Service Agreements. Orange and Rockland has served copies of the filing on The New York State Public Service Commission and on the Customers.

*Comment date:* August 18, 1997, in accordance with Standard Paragraph E at the end of this notice.

**3. Portland General Electric Company**

[Docket No. ER97-3735-000]

Take notice that on July 16, 1997, Portland General Electric Company (PGE), tendered for filing under FERC Electric Tariff, Second Revised Volume No. 2, an executed Service Agreement with Cook Inlet Energy Supply, LP.