

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

[Docket No. ER03-766-000, et al.]

**New York Independent System Operator, Inc., et al.; Electric Rate and Corporate Filings**

April 25, 2003.

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

**1. New York Independent System Operator, Inc.**

[Docket No. ER03-766-000]

Take notice that on April 23, 2003, the New York Independent System Operator, Inc. (NYISO) filed revisions to its Open Access Transmission Tariff and its Market Administration and Control Area Services Tariff pertaining to the mechanism by which the NYISO pricing rules will reflect actions taken by the NYISO when the NYISO experiences a persistent shortage of 10-minute reserves and when the NYISO calls on Special Case Resources or its Emergency Demand Reduction Program.

The NYISO states that it has served a copy of this filing upon all parties that have executed service agreements under the NYISO's Open Access Transmission Tariff or the Market Administration and Control Area Services Tariff and upon the New York State Public Service Commission.

*Comment Date:* May 14, 2003.

**2. DeSoto County Generating Company, LLC**

[Docket No. ER03-767-000]

Take notice that on April 23, 2003, DeSoto County Generating Company, LLC (DeSoto) tendered for filing a request for waiver of certain Commission regulations, including 18 CFR parts 41, 101, and 141, for the term of the Tolling Agreements between DeSoto and Florida Power & Light Company.

DeSoto states that copies of this filing were served to Florida Power & Light Company.

*Comment Date:* May 14, 2003.

**3. Susquehanna Energy Products, LLLP**

[Docket No. ER03-768-000]

Take notice that on April 23, 2003, Susquehanna Energy Products, LLLP (Susquehanna Energy) petitioned the Commission for acceptance of Susquehanna Energy FERC Electric Tariff, Original Volume Number 1; the granting of certain blanket approvals,

including the authority to sell electricity at market-based rates; and the waiver of certain Commission regulations.

*Comment Date:* May 14, 2003.

**4. American PowerNet Management, LP**

[Docket No. ER03-769-000]

Take notice that on April 23, 2003, American PowerNet Management, LP (APN) petitioned the Commission for acceptance of APN Rate Schedule FERC No. 1; the granting of certain blanket approvals, including the authority to sell electricity at market-based rates; and the waiver of certain Commission regulations.

APN states that it intends to engage in wholesale electric power and energy purchases and sales as a marketer. APN indicates that it is not in the business of generating or transmitting electric power. APN states that it is a limited partnership engaged primarily in the business of providing energy management services to commercial, industrial, and government entities.

*Comment Date:* May 14, 2003.

**5. AIG Energy Inc.**

[Docket No. ER03-770-000]

Take notice that on April 23, 2003, AIG Energy Inc. (AIGEI), filed a notice of succession reflecting the change in the name of the company from AIG Energy Trading Inc., to AIG Energy Inc. In addition, AIGEI filed a Notice of Change in Status from that provided in its initial rate schedule filed March 27, 2001.

*Comment Date:* May 14, 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, contact FERC Online

Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or for TTY, contact (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.*

[FR Doc. 03-10964 Filed 5-2-03; 8:45 am]

BILLING CODE 6717-01-P

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

[Project No. 6032-051]

**Niagara Mohawk Power Corporation and Fourth Branch Associates (Mechanicville); Notice of Settlement and Soliciting Comments**

April 28, 2003.

Take notice that the following offer of settlement has been filed with the Commission and is available for public inspection.

a. *Type of Application:* Offer of Settlement and Request to Rescind Acceptance of License Surrender.

b. *Project No.:* 6032-051.

c. *Date filed:* April 23, 2003.

d. *Applicant:* Niagara Mohawk Power Corporation and Fourth Branch Associates.

e. *Name of Project:* Mechanicville Project.

f. *Location:* On the Hudson River, in Saratoga and Rensselaer Counties, New York. There are no known federal lands, including Indian reservations, occupied by project works or located within the project boundary.

g. *Filed Pursuant to:* Rule 602 of the Commission's Rules of Practice and Procedure, 18 CFR 385.602.

h. *Applicant Contacts:* Frances E. Francis, Spiegel & McDiarmid, 1333 New Hampshire Avenue, NW., Washington, DC 20036, (202) 879-4000. Stephen C. Palmer, Swidler, Berlin, Shereff, Friedman LLP, 3000 K Street NW., Suite 300, Washington, DC 20007-5116, (202) 424-7500.

i. *FERC Contact:* Heather Campbell, (202) 502-6182, [heather.campbell@ferc.gov](mailto:heather.campbell@ferc.gov).

j. *Deadline for filing comments:* May 8, 2003. Reply comments due: May 19, 2003.

All comments (original and eight copies) should be filed with: Magalie R.

Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. The Commission's Rules of Practice require all persons filing documents with the Commission to serve a copy of those documents on each person on the official service list for the project, which is maintained by the Secretary.

Comments may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR

385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

k. Niagara Mohawk Power Corporation and Fourth Branch Associates (co-licensees) state that they filed the Offer of Settlement for the purpose of resolving between the co-licensees all issues associated with the Mechanicville Project. The co-licensees request that the Commission approve and implement the Settlement Agreement; rescind its acceptance of the surrender of the license for the Mechanicville Project; and, upon effectiveness of a license transfer, terminate the surrender proceeding. The Settlement Agreement transfers all of Niagara Mohawk Power Corporation's interests in the Project to Fourth Branch Associates and, in turn, Fourth Branch Associates will discontinue all proceedings against Niagara Mohawk Power Corporation.

l. A copy of the settlement agreement is available for review at the Commission in the Public Reference Room 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, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h above.

Register online at <http://www.ferc.gov/esubscribenow.htm> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

**Magalie R. Salas,**  
Secretary.

[FR Doc. 03-10965 Filed 5-2-03; 8:45 am]

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## DEPARTMENT OF ENERGY

### Western Area Power Administration

#### Parker-Davis Project—Extension of Electric Power Resource Commitments by Application of the Energy Planning and Management Program Power Marketing Initiative

**AGENCY:** Western Area Power Administration, DOE.

**ACTION:** Notice of decision.

**SUMMARY:** Western Area Power Administration (Western) will apply the Energy Planning and Management Program (EPAMP) Power Marketing Initiative (PMI) to the Parker-Davis Project (P-DP), as proposed in a **Federal Register** Notice (FRN) published on August 8, 2002. Western will market additional capacity that will be available October 1, 2008, creating a larger resource pool and making additional capacity and energy available to new contractors. The additional capacity will also allow Western to extend a larger percentage of existing contractors' current Firm Electric Service (FES) allocations.

**DATES:** Western's decision to apply the PMI to the P-DP will become effective on June 4, 2003.

**FOR FURTHER INFORMATION CONTACT:** Mr. Roy Tinsley, Project Manager, Western Area Power Administration, PO Box 6457, Phoenix, AZ, 85005-6457, telephone (602) 352-2525, email [post2008pdp@wapa.gov](mailto:post2008pdp@wapa.gov).

#### SUPPLEMENTARY INFORMATION:

**Authorities:** Western markets P-DP power resources under the Department of Energy (DOE) Organization Act (42 U.S.C. 7101-7352); and the Reclamation Act of 1902 (ch. 1093, 32 Stat. 388), as amended and supplemented by later acts, particularly section 9(c) of the Reclamation Project Act of 1939 (43 U.S.C. 485h(c)); and other acts that apply specifically to P-DP.

**Background:** Western published its proposal to apply the EPAMP PMI to the P-DP on August 8, 2002 (67 FR 51580). We proposed to extend 94 percent of the current P-DP FES allocations for 20 years. The remaining 6 percent of resources would form a resource pool for allocation to new contractors.

In the August 8, 2002, notice, Western requested comments on the proposal and gave interested parties until November 6, 2002, to submit written comments. Public information and

comment forums were held in Las Vegas, Nevada; Phoenix, Arizona; and Ontario, California. Western received comments from firm power contractors, Native American tribes, and other potential contractors. Comments may be viewed on Western's Web site at <http://www.wapa.gov/dsw/pwrmkt>. Western also addresses specific comments later in this notice.

**Decision:** Based on comments received and a review of available resources, Western will: (1) Apply the PMI to the Parker-Davis Project remarketing effort; (2) Increase the summer and winter marketable capacity to 258.985 megawatts (MW) and 198.240 MW respectively; (3) Increase the capacity available to existing P-DP contractors as of October 1, 2008; (4) Round up allocations of less than 1 MW to an even 1 MW in summer and winter, and allocations of less than 2 MW to an even 2 MW in summer only; (5) Extend for 20 years 93 percent of existing contractors' adjusted allocations; and, (6) Use the remaining 7 percent of adjusted allocations for the resource pool.

Western computed existing contractors' extension allocation amounts using the formula contained in the EPAMP PMI (10 CFR part 905.33):

Customer Contract Rate of Delivery (CROD) today/total project CROD under contract today  $\times$  project-specific percentage  $\times$  marketable resource determined to be available at the time future resource extensions begin = CROD extended.

After adjusting each contractors' CROD by applying the increase in marketable capacity and then reducing the adjusted allocations by 7 percent, the net effect to each contractor's current allocation is a reduction of less than 1 percent. (See Table 1 for a list of each contractor's extended allocation.) The 7 percent reduction to the adjusted allocations will create a resource pool with 16.779 MW of summer capacity and 12.903 MW of winter capacity. Western rounded these capacities to 17 MW in summer and 13 MW in winter. The new resource pool includes 0.869 MW of summer withdrawable capacity and 0.619 MW of winter withdrawable capacity. The associated energy will equal 3,441 kWh/kW in summer and 1,703 kWh/kW in winter, based on the current marketing plan criteria. Western will request applications for resource pool allocations under a separate process.