

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 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 notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed in accordance with the provisions of § 154.210 of the Commission's regulations (18 CFR 154.210). Anyone filing an intervention or protest must serve a copy of that document on the Applicant. Anyone filing an intervention or protest on or before the intervention or protest date need not 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.

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**Magalie R. Salas,**  
*Secretary.*

[FR Doc. E5-520 Filed 2-8-05; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EG05-36-000]

#### Phelps Dodge Energy Services; Notice of Application for Commission Redetermination of Exempt Wholesale Generator Status

February 2, 2005.

Take notice that on January 31, 2005, Phelps Dodge Energy Services, LLC

(PDES) filed an application for redetermination of exempt wholesale generator status pursuant to part 365 of the Commission's regulations.

PDES states that it operates several facilities with a capacity of 282 MW located in Morenci, Arizona and in Chino and Tyrone, New Mexico. Additionally, PDES states it has recently acquired a one-third undivided interest in a 570 MW gas fired power plant located in Deming, New Mexico.

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*Comment Date:* 5 p.m. Eastern Time on February 22, 2005.

**Magalie R. Salas,**  
*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP05-167-000]

#### Pine Needle LNG Company, LLC; Notice of Proposed Changes in FERC Gas Tariff

February 2, 2005.

Take notice that on January 28, 2005, Pine Needle LNG Company, LLC (Pine Needle) tendered for filing as part of its FERC Gas Tariff, Original Volume No. 1, the following tariff sheets, to become effective February 27, 2005:

Sixth Revised Sheet No. 40  
Second Revised Sheet No. 55  
Fourth Revised Sheet No. 62  
Second Revised Sheet No. 83  
Second Revised Sheet No. 90

Pine Needle states that the purpose of the instant filing is to modify its tariff to: (1) Clarify section 12 of the General Terms and Conditions, Pressures; (2) provide for the posting of any information required by Order 2004 on Pine Needle's Electronic Bulletin Board; and (3) add a new section 31 to the General Terms and Conditions, Extension of Service Agreement.

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