

an amendment (Amendment No. 2) to the Utility Distribution Company Operating Agreement (UDC Operating Agreement) between the ISO and the City of Pasadena, California, as well as the revised UDC Operating Agreement incorporating the terms of Amendment No. 2 to the UDC Operating Agreement. The ISO requests that the filing be made effective as of January 9, 2002. The ISO requests privileged treatment, pursuant to 18 CFR 388.112, with regard to portions of the filing.

The ISO has served copies of this filing upon the City of Pasadena, California, the Public Utilities Commission of the State of California, and all parties in Docket Nos. ER99-3619 and ER01-967.

*Comment Date:* February 25, 2002.

**18. Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc.**

[Docket No. ER02-962-000]

Take notice that on February 4, 2002, Montana-Dakota Utilities Co. a Division of MDU Resources Group, Inc. filed a proposal to cancel parts of its Open Access Transmission Tariff and submitted an executed service agreement with the Midwest ISO for generation related ancillary services. Such cancellation is proposed in order to accommodate the start-up of Midwest Independent Transmission System Operator, Inc. Open Access Transmission Tariff administration.

*Comment Date:* February 25, 2002.

**19. Kansas Gas and Electric Company**

[Docket No. ES02-22-000]

Take notice that on January 30, 2002, Kansas Gas and Electric Company submitted an application pursuant to section 204 of the Federal Power Act seeking authorization to (1) issue not more than \$1.0 billion in short-term or medium-term securities, and (2) pledge first mortgage bonds in an aggregate principal amount not to exceed \$1.0 billion to secure such short-term and medium-term indebtedness.

*Comment Date:* February 28, 2002.

**20. Western Resources, Inc.**

[Docket No. ES02-23-000]

Take notice that on January 30, 2002, Western Resources, Inc. (Western) submitted an application pursuant to section 204 of the Federal Power Act seeking authorization to (1) issue not more than \$1.5 billion in short-term or medium-term securities, and (2) pledge first mortgage bonds in an aggregate principal amount not to exceed \$1.5 billion to secure such short-term and medium-term indebtedness.

Western also requests a waiver of the Commission's competitive bidding and

negotiated placement requirements at 18 CFR 34.2.

*Comment Date:* February 28, 2002.

**Standard Paragraph**

E. Any person desiring to be heard or to protest such filing should file a motion to intervene or protest 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). 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. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, 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.

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

[FR Doc. 02-3639 Filed 2-13-02; 8:45 am]

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**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RT02-2-000, Docket No. RT01-67-000, Docket No. RT01-74-000, Docket No. RT01-75-000, Docket No. RT01-77-000, Docket No. RT01-100-000, Docket No. RT01-1-000, and Docket No. RM98-1-002, (Not Consolidated)]

**State-Federal Regional RTO Panels, GridFlorida LLC, et al., GridSouth Transco L.L.C. Entergy Services, Inc., et al., Southern Company Services, Inc., Regional Transmission Organizations RTO Informational Filings, et al., Regulations Governing Off-the-Record Communications; Notice of State-Federal Southeast Regional Panel Discussion**

February 8, 2002.

Take notice that on February 15, 2002, a State-Federal Southeast Regional Panel discussion will be held, pursuant to the Commission's Order issued November 9, 2001, in Docket No. RT02-

2-000, et al. A transcript of the panel discussion will be placed in the above listed dockets.

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

[FR Doc. 02-3648 Filed 2-13-02; 8:45 am]

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**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RM98-1-000]

**Regulations Governing Off-the-Record Communications; Public Notice**

February 8, 2002.

This constitutes notice, in accordance with 18 CFR 385.2201(h), of the receipt of exempt and prohibited off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive an exempt or a prohibited off-the-record communication relevant to the merits of a contested on-the-record proceeding, to deliver a copy of the communication, if written, or a summary of the substance of any oral communication, to the Secretary.

Prohibited communications will be included in a public, non-decisional file associated with, but not part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such requests only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication should serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications will be included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).