

to seek court review of the Commission's final order.

The Commission strongly encourages electronic filings of comments, protests and interventions via the Internet in lieu of paper. 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.

*Comment Date:* January 12, 2005.

**Linda Mitry,**

*Deputy Secretary.*

[FR Doc. E4-3896 Filed 12-29-04; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. OR05-4-000]

#### **BP West Coast Products LLC and ExxonMobile Oil Corporation, Complainants v. SFPP, LP, Respondents; Notice of Complaint**

December 23, 2004.

Take notice that on December 22, 2004, BP West Coast Products LLC (BP) and ExxonMobil Oil Corporation (ExxonMobil) (collective, Complainants) tendered for filing their Fourth Original Complaint against SFPP, L.P. Complainants allege that SFPP's West Line Watson Vapaor Recovery Charge, Sepulveda Line, North Line, Oregon Line and East Line rates are unjust and unreasonable. Complainants request that the Commission review and investigate SFPP's rates; set the proceeding for an evidentiary hearing to determine just and reasonable rates for SFPP; require SFPP to pay reparations starting two years before the date of complaint for all rates; consolidate this proceeding with the complaint proceeding in Docket No. OR4-3; and award such other relief as is necessary and appropriate under the Interstate Commerce Act.

Complainants state that copies of the complaint were served on SFPP, L.P.

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. The Respondent's answer and all interventions, or protests must be filed on or before the comment date.

The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

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 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](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* January 11, 2005.

**Linda Mitry,**

*Deputy Secretary.*

[FR Doc. E4-3885 Filed 12-29-04; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EG05-25-000, et al.]

#### **Elk River Windfarm, Inc., et al.; Electric Rate and Corporate Filings**

December 23, 2004.

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

##### **1. Elk River Windfarm LLC**

[Docket No. EG05-25-000]

On December 21, 2004, Elk River Windfarm LLC (Elk River), filed an application for determination of exempt wholesale generator status pursuant to part 365 of the Commission's regulations. Elk River, a Kansas limited liability company, states that it will be engaged directly and exclusively in the business of owning all or part of one or more eligible facilities, and selling electric energy at wholesale.

Elk River states that it has served a copy of the filing on the Securities and Exchange Commission and the Oregon Public Utility Commission.

*Comment Date:* 5 p.m. Eastern Time on January 10, 2005.

#### **2. New York Independent System Operator, Inc.**

[Docket No. EL03-26-004]

Take notice that on December 17, 2004, the New York Independent System Operator, Inc. (NYISO) filed modifications to its services tariff to incorporate a formula for compensating electricity suppliers in certain instances of erroneous bid mitigation in compliance with the Commission's Order issued November 17, 2004, 109 FERC ¶ 61,163. The NYISO has requested that the modifications become effective on February 15, 2005.

The NYISO states that it has served a copy of the filing on all parties that have executed Service Agreements under the NYISO's OATT or services tariff, the New York State Public Service Commission, and upon the electric utility regulatory agencies in New Jersey and Pennsylvania.

*Comment Date:* 5 p.m. Eastern Time on January 7, 2005.

#### **3. Consolidated Edison Company of New York, Inc.**

[Docket No. EL04-126-001]

Take notice that on December 16, 2004, Consolidated Edison Company of New York, Inc. (Con Edison) tendered for filing a revised unexecuted Interconnection Agreement (Agreement) between Con Edison and PSEG Power In-City I, LLC in compliance with the Commission's order issued on November 22, 2004 in Docket No. EL04-126-000, 109 FERC ¶ 61,189.

Con Edison states that copies of this filing was served upon all parties to this proceeding.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **4. City of Banning, California**

[Docket No. EL05-44-000]

Take notice that on December 17, 2004, the City of Banning, California (Banning) submitted for filing changes to its Transmission Revenue Balancing Account Adjustment (TRBAA) and to Appendix I of its Transmission Owner (TO) Tariff. Banning requests a January 1, 2005 effective date. Banning further requests that the Commission waive any fees for the filing of its revised TRBAA.

*Comment Date:* 5 p.m. Eastern Time on January 7, 2005.

#### **5. City of Riverside, California**

[Docket No. EL05-45-000]

Take notice that on December 16, 2004, the City of Riverside, California (Riverside) submitted for filing changes to its Transmission Revenue Balancing Account Adjustment (TRBAA) and to Appendix I of its Transmission Owner

(TO) Tariff. Riverside requests a January 1, 2005 effective date. Riverside further requests that the Commission waive any fees for the filing of its revised TRBAA.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **6. New York Independent System Operator, Inc.**

[Docket No. EL05-47-000]

Take notice that on December 17, 2004, the New York Independent System Operator, Inc. (NYISO) submitted a request for waiver of tariff provisions and expedited Commission action in the above-captioned proceeding. NYISO states that the requested waivers would permit the NYISO to issue close-out of settlements for prior service months beginning on February 8, 2005.

The NYISO states it has electronically served a copy of this filing on the official representative of each of its customers, on each participant in its stakeholder committees, and on the New York Public Service Commission. NYISO further states that it has served a copy of this filing on the electric utility regulatory agencies of New Jersey and Pennsylvania.

*Comment Date:* January 7, 2005.

#### **7. Great Lakes Hydro America, LLC**

[Docket No. ER02-2397-002]

Take notice that, on December 17, 2004, Great Lakes Hydro America, LLC (GLHA) submitted for filing its triennial updated market analysis.

GLHA states that copies of the filing were served on parties on the official service list in the above-captioned proceeding.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **8. Mirant Delta, LLC, Mirant Potrero, LLC**

[Docket No. ER04-343-000]

Take notice that on December 16, 2004, Mirant Delta, LLC (Mirant Delta) and Mirant Potrero, LLC (Mirant Potrero) (collectively, Mirant) tendered for filing revised tariff sheets to the Must-Run Service Agreements between Mirant Delta, Mirant Potrero, and the California Independent System Operator Corporation. Mirant requests an effective date of January 1, 2005.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **9. Midwest Independent Transmission System Operator, Inc.**

[Docket No. ER05-344-000]

Take notice that on December 16, 2004, the Midwest Independent Transmission System Operator, Inc.

(Midwest ISO) filed a Large Generator Interconnection Agreement among Mankato Energy Center, LLC, Northern States Power Company d/b/a Xcel Energy and the Midwest ISO.

Midwest ISO states that copies of this filing was served on Mankato Energy Center, LLC and Northern States Power Company d/b/a Xcel Energy.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **10. Illinois Power Company**

[Docket No. ER05-345-000]

Take notice that on December 16, 2004, Illinois Power Company tendered for filing a Tariff for Limited Sales of Capacity and Energy to Retail Electricity Suppliers' (Tariff). Illinois Power Company states that if accepted, the Tariff would permit AmerenIP to sell up to 200 MW of electric capacity and energy to Retail Electric Suppliers and Alternative Retail Electric Suppliers in the State of Illinois at cost-based rates. Illinois Power Company requests a January 1, 2005 effective date.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **11. New England Power Company**

[Docket No. ER05-347-000]

Take notice that on December 16, 2004, New England Power Company (NEP) and USGen New England, Inc. (USGenNE) submitted for filing an amendment to the Amended and Restated Continuing Site/Interconnection Agreement (CSIA) between NEP and USGenNE. NEP requests an effective date of December 15, 2004.

NEP states that copies of this filing have been served on ISO-New England, Inc. and regulators in the States of Rhode Island, Vermont, New Hampshire and the Commonwealth of Massachusetts.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **12. MidAmerican Energy Company**

[Docket No. ER05-348-000]

Take notice that on December 16, 2004, MidAmerican Energy Company (MidAmerican) filed a Firm Transmission Service Agreement between MidAmerican Energy Company and Corn Belt Power Cooperative (Corn Belt). MidAmerican requests an effective date of January 1, 2005.

MidAmerican states it has served a copy of the filing on Corn Belt, the Iowa Utilities Board, the Illinois Commerce Commission and the South Dakota Public Utilities Commission.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **13. Georgia Energy Corporation (An Electric Membership Corporation)**

[Docket No. ER05-349-000]

Take notice that on December 16, 2004, Georgia Energy Cooperative (An Electric Membership Corporation) (GEC) filed an application for Market-Based Rate Authority and petitioned the Commission for acceptance of GEC Rate Schedule FERC No.1; the granting of certain blanket approvals; and the waiver of certain Commission regulations. CEG requests an effective date of February 15, 2005.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **14. Mitchell Electric Membership Corporation**

[Docket No. ER05-350-000]

Take notice that on December 16, 2004, Mitchell Electric Membership Corporation (Mitchell) filed an application for Market-Based Rate Authority and petitioned the Commission for acceptance of Mitchell Rate Schedule FERC No.1; the granting of certain blanket approvals; and the waiver of certain Commission regulations. Mitchell requests an effective date of February 15, 2005.

*Comment Date:* 5 p.m. Eastern Time on January 6, 2005.

#### **Standard Paragraph**

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 on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant and all parties to this proceeding.

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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**Linda Mitry,**

*Deputy Secretary.*

[FR Doc. E4-3902 Filed 12-29-04; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 12462-000]

#### Indian River Power Supply, LLC; Notice of Competing Application Accepted for Filing With the Commission

December 22, 2004.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection.

- a. *Type of Application:* 5-MW Exemption.
- b. *Project No.:* 12462-000.
- c. *Date Filed:* July 28, 2003.
- d. *Applicant:* Indian River Power Supply, LLC.
- e. *Name of Project:* Indian River.
- f. *Location:* On the Westfield River, in the Town of Russell, Hampden County, Massachusetts.
- g. *Filed Pursuant to:* Public Utility Regulatory Policies Act of 1978, 16 U.S.C. 2705, 2708.
- h. *Applicant Contact:* Peter B. Clark, P.O. Box 149, Hamilton, Massachusetts 01936.
- i. *FERC Contact:* Michael Spencer, (202) 502-6093, [michael.spencer@ferc.fed](mailto:michael.spencer@ferc.fed).
- j. *Deadline for Filing Comments, Recommendations, Motions to Intervene and Protests:* 60 days from the issuance date of this notice.

All documents (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 intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a

particular resource agency, they must also serve a copy of the document on that resource agency.

Comments, recommendations, motions to intervene and protests 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. *Competing Application:* 12430-000.

*Date Filed:* December 27, 2002.

*Due Date:* March 31, 2003.

l. This application has been accepted, but is not ready for environmental analysis at this time.

m. The Indian River Project would consist of: (1) The existing 30-foot-high, 425-foot-long Russell dam with flashboards; (2) a 14.11 acre reservoir; (3) a rackhouse for intake of the reservoir flow; (4) two 7-foot-diameter, 60-foot-long penstocks; (5) a powerhouse containing two generating units with a combined capacity of 700 kW and an estimated average annual generation of 3.2 GWh; (6) a 60-foot-long tailrace; (7) a 400-foot-long transmission line; and (8) appurtenant facilities.

n. A copy of the application 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 "eLibrary" 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.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

o. Public notice of the filing of the preliminary permit application, which has already been given, established the due date for filing competing applications or notices of intent. Under the Commission's regulations, any competing development application must be filed in response to and in compliance with public notice of the preliminary permit application. No competing applications or notices of intent may be filed in response to this notice.

Anyone may submit a protest or a motion to intervene in accordance with

the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, and 385.214. In determining the appropriate action to take, the Commission will consider all protests filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any protests or motions to intervene must be received on or before the specified deadline date for the particular application.

All filings must (1) bear in all capital letters the title "PROTEST" or "MOTION TO INTERVENE;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. Agencies may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application.

**Linda Mitry,**

*Deputy Secretary.*

[FR Doc. E4-3886 Filed 12-29-04; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP04-411-000]

#### Crown Landing, LLC; Notice of Technical Conference

December 22, 2004.

On Wednesday, January 12, 2005, at 8:30 a.m. (EDT), staff from the Commission's Office of Energy Projects will convene a cryogenic design and technical conference regarding the proposed Crown Landing LNG import terminal. The cryogenic conference will be held at the Holiday Inn Hotel located at One Pureland Drive, Swedesboro, New Jersey (I-295 exit 10). For hotel details call 856-467-3322.

In view of the critical energy infrastructure information and security issues to be explored, the cryogenic conference will not be open to the public. Attendance at this conference will be limited to existing parties to the proceeding (anyone who has specifically requested to intervene as a party) and to representatives of interested federal, state, and local agencies. Any person planning to attend this January 12th cryogenic conference