

liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of Duke Enterprise, compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither public nor private interests will be adversely affected by continued approval of Duke Enterprise's issuances of securities or assumptions of liability.

Notice is hereby given that the deadline for filing motions to intervene or protests, as set forth above, is March 1, 2002.

Copies of the full text of the Order are available from the Commission's Public Reference Branch, 888 First Street, NE., Washington, DC 20426. The Order may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (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 at <http://www.ferc.fed.us/efi/doorbell.htm>.

**Magalie R. Salas,**  
Secretary.

[FR Doc. 02-3644 Filed 2-13-02; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. CP01-384-000 and CP01-387-000]

#### Islander East Pipeline Company, L.L.C., Algonquin Gas Transmission Company; Notice of Site Visit

February 8, 2002.

On February 20, 2002, the staff of the Office of Energy Projects (OEP) will conduct a pre-certification site visit of Islander East Pipeline Company's Islander East Pipeline Project in New Haven County, Connecticut. Selected alternatives in Connecticut will be inspected by automobile and on foot, as appropriate. The site visit will start at 1:30 P.M. at the lobby of the Islander East Pipeline Company's Office at 454 East Main Street, Route 1, Branford, Connecticut. Representatives of Islander East will accompany the OEP staff.

All interested parties may attend. Those planning to attend must provide their own transportation. For additional information, contact the Commission's

Office of External Affairs at (202) 208-1088.

**Magalie R. Salas,**  
Secretary.

[FR Doc. 02-3640 Filed 2-13-02; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP98-53-024]

#### Kinder Morgan Interstate Gas Transmission L.L.C., et al.; Notice of Offer of Settlement

February 8, 2002.

Take notice that on January 24, 2002, Kinder Morgan Interstate Gas Transmission L.L.C. (KMIGT), on behalf of itself and Signatory Parties,<sup>1</sup> filed an Offer of Settlement (Settlement) under Rule 602 of the Commission's Rules of Practice and Procedure in the captioned docket. The Settlement is designed to: (1) Extinguish the liability of all working interest owners whose aggregate total liability (principle and interest) as of September 30, 2001 is \$80,000 or less; (2) establish the liabilities of the remaining 30 working interest owners, and then reduce such liabilities by the greater of \$80,000 or 25%; and (3) extinguish the liability of royalty owners to working interest owners participating in the settlement for refunds of *ad valorem* taxes, due to the Commission's implementation of the decision of the United States Court of Appeals for the District of Columbia Circuit in *Public Service Company of*

<sup>1</sup> Other than KMIGT, Signatory Parties include Amoco Production Company, Anadarko Petroleum Corporation, George A. Angle d/b/a Frontier Oil Company, Atlantic Richfield Company, Benson Mineral Group, Inc., Beren Corporation and associated working interests, Chevron U.S.A. Inc., Dominion Oklahoma Texas Exploration and Production, Inc., Eastman Dillon Oil & Gas Associates, Ensign Operating Company, Finney-Kearney County Gas Venture, Russell Freeman, Graham-Michaelis Corporation, Griggs Oil Inc., Hallador Petroleum Company, Helmerich & Payne Inc., Hummon Corporation, IBEX Partnership, Ltd., IMC Global, Inc., Kaiser-Francis Oil Company, The Kansas Corporation Commission, Kansas Natural Gas, Inc., Kansas Petroleum, Inc., Kinder Morgan, Inc., D. R. Lauck Oil Company, John P. Lockridge, John P. Lockridge Operator, Inc. and related working interests, Midwest Energy, Inc., Mobil Oil Corporation, Mountain Petroleum Corporation, Northwestern Public Service, a Division of NorthWestern Corporation, OXY USA Inc., Pickrell Drilling Company, Inc., Pioneer Natural Resources USA, Inc., Public Service Company of Colorado, Reliant Energy Minnegasco, a Division of Reliant Energy Resources Corporation, RME Petroleum Corporation, Wanda Smith, Texas Exploration and Production Inc., UtiliCorp United, Inc., Westgate Greenland, L.P., and Williams Production RMT Company.

*Colorado*.<sup>2</sup> A copy of the Settlement is on file with the Commission and is available for public inspection in the Public Reference Room. The Settlement may be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

The Settlement is structured as an agreement among all working interest owners, regardless of their status as a Signatory Party. The Settlement provides the opportunity for every working interest owner to affirmatively opt-out of the settlement, with KMIGT and other parties, including the Commission, retaining the right to pursue any claims against those working interest owners which elect not to accept the terms of the settlement, or to defend against any claims by such working interest owners with respect to Kansas *ad valorem* taxes.

In accordance with section 385.602(f), initial comments are due by February 13, 2002, and any reply comments are due by February 25, 2002.

**Magalie R. Salas,**  
Secretary.

[FR Doc. 02-3646 Filed 2-13-02; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. CP02-66-000]

#### Louisville Gas and Electric Company; Notice of Application

February 8, 2002.

Take notice that on January 14, 2002, Louisville Gas and Electric Company (Louisville) filed an application pursuant to section 7 of the Natural Gas Act (NGA) and 18 CFR 284.224 for a limited-jurisdiction blanket certificate of public convenience and necessity authorizing Louisville to offer open access firm and interruptible storage services in interstate commerce at market-based rates. Louisville includes with its application a Market Power Analysis which, it maintains, demonstrates that Louisville does not have market power in the relevant market for its proposed services. Louisville also submits with its filing an operational statement. Louisville states that it will offer the storage service by displacement through the two interstate pipelines serving Louisville—Texas Gas

<sup>2</sup> *Public Service Co. of Colorado, et al.*, 80 FERC ¶ 61,264 (1997), *reh'g denied*, 82 FERC ¶ 61,058 (1998). Appeal pending. *Anadarko Petroleum Corporation v. FERC*, Case No. 98-1227 et al.

Transmission Corporation and Tennessee Gas Pipeline Company.

Louisville states that questions concerning this filing may be directed to James F. Bowe, Jr., Dewey Ballantine LLP, at (202) 429-1444 (fax (202) 429-1579, email jbowe@deweyballantine.com).

Any person desiring to be heard or to protest this 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 sections 385.211 and 384.214 of the Commission's rules of practices and procedures. All such motions or protests must be filed not later than March 8, 2002. 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 in the Public Reference Room. 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.

Take further notice that, pursuant to the authority contained in a subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by sections 7 and 15 of the NGA and the Commission's rules of practice and procedures, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein or if the Commission on its own review of the matter finds that a grant of the subject authorization is required by the public convenience and necessity. If a motion for leave to intervene is timely filed or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Louisville to appear or to be represented at the hearing.

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

[FR Doc. 02-3641 Filed 2-13-02; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER02-537-000]

#### Shady Hills Power Company L.L.C.; Notice of Issuance of Order

February 8, 2002.

Shady Hills Power Company L.L.C (Shady Hills) submitted for filing a tariff under which Shady Hills will engage in the sale of energy, capacity, and /or ancillary service at market-based rates. Shady Hills also requested waiver of various Commission regulations. In particular, Shady Hills requested that the Commission grant blanket approval under 18 CFR part 34 of all future issuances of securities and assumptions of liability by Shady Hills.

On January 30, 2002, pursuant to delegated authority, the Director, Office of Markets, Tariffs and Rates-East, granted requests for blanket approval under Part 34, subject to the following:

Acceptance of Shady Hill's market-based rate tariff is subject to any tariff condition adopted by the Commission in Docket No. EL01-118-000.

Any person desiring to be heard or to protest the blanket approval of issuances of securities or assumptions of liability by Shady Hills 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).

Absent a request to be heard in opposition within this period, Shady Hills is authorized to issue securities and assume obligations or liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of Shady Hills, compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither public nor private interests will be adversely affected by continued approval of Shady Hills' issuances of securities or assumptions of liability.

Notice is hereby given that the deadline for filing motions to intervene or protests, as set forth above, is March 1, 2002.

Copies of the full text of the Order are available from the Commission's Public Reference Branch, 888 First Street, NE., Washington, DC 20426. The Order may

also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (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 at <http://www.ferc.fed.us/efi/doorbell.htm>.

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

[FR Doc. 02-3643 Filed 2-13-02; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP97-71-030]

#### Transcontinental Gas Pipe Line Corporation; Notice of ICTS Revenue Sharing Refund Report

February 7, 2002.

Take notice that on January 31, 2002, Transcontinental Gas Pipe Line Corporation (Transco) tendered for filing a refund report showing that on January 18, 2002, Transco submitted ICTS revenue sharing refunds (total principal and interest amount of \$6,890.98) to all affected shippers in Docket Nos. RP97-71 and RP97-312.

Transco states that Section 7 of Transco's Rate Schedule ICTS provides that, during the effectiveness of the Docket No. RP97-71 rate period, which began on May 1, 1997, Transco shall refund annually 75% of the fixed cost component of all revenues collected associated with Rate Schedule ICTS interconnect transfer service charges to maximum rate firm transportation and maximum rate interruptible transportation Buyers (collectively, Eligible Shippers). Transco states that it has calculated that the refund amount for the annual period from May 1, 1999 through April 30, 2000 equals \$6,890.98.

Pursuant to Section 7 of Rate Schedule ICTS, Transco states that it has refunded that amount to Eligible Shippers based on each Eligible Shipper's actual fixed cost contribution as a percentage of the total fixed cost contribution of all such Eligible Shippers (exclusive of the fixed cost contribution pertaining to service purchased by Seller from third parties).

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Section 385.211 of the Commission's Rules and