

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).

Notice is hereby given that the deadline for filing motions to intervene or protests, is June 14, 2004.

Absent a request to be heard in opposition by the deadline above, New Light 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 New Light, 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 New Light's issuances of securities or assumptions of liability.

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 Commission's Web site at <http://www.ferc.gov>, using the elibrary (FERRIS) link. Enter the docket number excluding the last three digits in the docket number filed to access the document. 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. The Commission strongly encourages electronic filings.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. E4-1204 Filed 5-21-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. CP02-39-000; CP02-40-000; CP02-41-000; and CP02-42-000]

#### **Pacific Gas and Electric Co.; Standard Pacific Gas Line Incorporated; Trans LLC; PG&E Gas Transmission, Northwest Corp.; Notice of Effective Date of Withdrawal**

May 17, 2004.

Take notice that on April 13, 2004, Pacific Gas and Electric Company,

Standard Pacific Gas Line Incorporated, GTrans LLC and Gas Transmission Northwest Corporation (formerly PG&E Gas Transmission, Northwest Corporation) (collectively, "Applicants") filed a Notice of Withdrawal. Applicants seek to withdraw the application filed on November 30, 2001, and to terminate the present proceedings in the above referenced dockets.

Under section 385.216(b) of the Commission's Regulations, a withdrawal of a pleading is effective 15 days after the withdrawal if no motion opposing the withdrawal is filed. No motion opposing the withdrawal was filed. Accordingly, the effective date of the withdrawal is April 28, 2004.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. E4-1202 Filed 5-21-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EC04-105-000, et al.]

#### **Commonwealth Atlantic Limited Partnership, et al.; Electric Rate and Corporate Filings**

May 17, 2004.

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

#### **1. Commonwealth Atlantic Limited Partnership; Exodus Energy LLC; and Exodus Energy Commonwealth Holdings LLC**

[Docket Nos. EC04-105-000 and ER90-24-003]

Take notice that on May 12, 2004, Commonwealth Atlantic Limited Partnership, Exodus Energy LLC and Exodus Energy Commonwealth Holdings LLC (together, Applicants) filed with the Commission an application under section 203 of the Federal Power Act for authorization and notice of change in status with respect to an indirect transfer of an approximately 49.999 percent of the partnership interests in Commonwealth Atlantic Limited Partnership to Exodus Energy LLC. Applicants state that the jurisdictional facilities transferred consist of books and records, Commonwealth Atlantic Limited Partnership's market-based rate tariff and related contracts, and the

interconnection equipment associated with the generating facility.

*Comment Date:* June 1, 2004.

#### **2. Duke Energy North America, LLC, Duke Energy Trading and Marketing, L.L.C., Duke Energy Marketing America, LLC and KGen Partners, Inc.**

[Docket No. EC04-106-000]

Take notice that on May 13, 2004, Duke Energy North America, LLC (DENA), Duke Energy Trading and Marketing, L.L.C. (DETM), Duke Energy Marketing America, LLC (DEMA), and KGen Partners LLC (KGen) filed with the Commission a joint application pursuant to section 203 of the Federal Power Act for Commission approval of the transfers of direct and indirect interests in jurisdictional facilities. Specifically, DENA proposes to transfer to KGen the membership interests in jurisdictional facilities. Specifically, DENA proposes to transfer to KGen the membership interests DENA owns in the following companies: Duke Energy Enterprises, LLC; Duke Energy Hinds, LLC; Duke Energy Hot Springs, LLC; Duke Energy Marshall County, LLC; Duke Energy Murray LLC; Duke Energy New Albany, LLC; Duke Energy Sandersville, LLC; and Duke Energy Southaven, LLC (collectively, the Project Companies). DENA states that each of the Project Companies either directly owns or controls a generation facility located in the Southeastern Electric Reliability Council region of United States. DETM and DEMA propose to assign to either KGen or one of the Project Companies certain related wholesale power sale and purchase agreements.

DENA states that copies of this Joint Application are being served upon the Public Utilities Commissions of the States of Kentucky, Arkansas, Mississippi, and Georgia.

*Comment Date:* June 17, 2004.

#### **3. Riverside Energy Center, LLC**

[Docket No. EC04-107-000]

Take notice that on May 13 2004, Riverside Energy Center, LLC (Applicant) tendered for filing an application under section 203 of the Federal Power Act for approval of the acquisition of the securities of Rocky Mountain Energy Center, LLC, an affiliated public utility.

*Comment Date:* June 3, 2004.

**4. Duke Energy Enterprise, LLC; Duke Energy Hinds, LLC; Duke Energy Hot Spring, LLC; Duke Energy Marshall County, LLC; Duke Energy Murray, LLC; Duke Energy New Albany, LLC; Duke Energy Sandersville, LLC; and Duke Energy Southaven, LLC**

[Docket Nos. ER02-565-005; ER01-691-006; ER02-694-005; ER02-530-006; ER02-302-006; ER02-171-005; ER02-1024-006; and ER02-583-005]

Take notice that on May 13, 2004, KGen Partners LLC (KGen) filed with the Commission notifications of a change in status with respect to the Commission's grant of market-based rate authority to Duke Energy Enterprise, LLC, Duke Energy Hinds, LLC, Duke Energy Hot Spring, LLC, Duke Energy Marshall County, LLC, Duke Energy Murray, LLC, Duke Energy New Albany, LLC, Duke Energy Sandersville, LLC and Duke Energy Southaven, LLC (the Project Companies). KGen states that the change in status will result from the disposition of jurisdictional facilities that will occur in connection with the transfer by Duke Energy North America, LLC (DENA) to KGen of all of DENA's membership interests in the Project Companies. KGen further states that the notifications of change of status for each of the Project Companies are conditioned on the approval of a separate section 203 application filed concurrently with this filing (section 203 Application) and the closing of the proposed transaction for which the section 203 Application seeks approval.

*Comment Date:* June 3, 2004.

**5. WPS Canada Generation, Inc., Maine Public Service Company, and the Northern Maine Independent System Administrator, Inc.**

[Docket Nos. ER03-689-003 and ER04-210-001]

Take notice that on May 13, 2004, WPS Canada Generation, Inc. (WPS Canada) tendered for filing with the Commission a refund report as required by the February 10, 2004, settlement agreement that was accepted by Commission in the order issued April 14, 2004, in Docket No. ER03-689-000, *et al.*, 107 FERC ¶ 61,020.

WPS Canada states that copies of the filing were served on Maine Public Service Company, the Maine Public Utilities Commission, the Northern Maine Independent System Administrator, Inc. and the official service list in the above-captioned proceeding.

*Comment Date:* June 3, 2004.

**6. Cleco Power LLC**

[Docket No. ER04-838-000]

Take notice that on May 13, 2004, Cleco Power LLC (Cleo Power), tendered for filing a Third Revised Service Agreement No. 66, under FERC Electric Tariff Original Volume No. 1. Cleco Power LLC states that the filing reflects revisions to the agreement made in section 1.3, Commercial Operation Date and that the Commercial Operation Date of June 1, 2005, has been revised to reflect a later date of June 1, 2006. Cleco Power requests an effective date of June 1, 2004.

*Comment Date:* June 3, 2004.

**7. MAG Energy Solutions, Inc.**

[Docket No. ER04-839-000]

Take notice that on May 13, 2004, MAG Energy Solutions, Inc. (MAG E.S.) filed a request for acceptance of MAG E.S. Rate Schedule FERC No. 1; the grant of certain blanket approvals, including the authority to sell electricity at market-based rates; and the waiver of certain Commission regulations. MAG E.S. states that (1) it is an independent Canadian corporation with no affiliation of any kind with other corporations; (2) it intends to engage in wholesale electric power and energy purchases and sales as a marketer; and (3) that it is not in the business of generating or transmitting electric power.

*Comment Date:* June 3, 2004.

**8. American Electric Power Service Corporation**

[Docket No. ER04-840-000]

Take notice that on April 29, 2004, American Electric Power Service Corporation (AEP) on behalf of Kentucky Power Company and EnviroPower, L.L.C., filed (1) a request for withdrawal of AEP's Notice of Cancellation of an Interconnection and Operations Agreement between AEP and Kentucky Mountain Power, L.L.C., a subsidiary of EnviroPower filed on November 18, 2003, in Docket No. ER04-200-000; (2) a request for withdrawal of EnviroPower's Motion for Leave to Intervene Out-of-time and Application for Rehearing or Reconsideration filed on February 11, 2004, in Docket No. ER04-200-002; and (3) a request by AEP and EnviroPower for the Commission to vacate the Letter Orders issued January 12 and 13, 2004, in Docket No. ER04-200-000.

*Comment Date:* May 27, 2004.

**9. USGen New England, Inc.**

[Docket No. ER04-841-000]

Take notice that on May 14, 2004, USGen New England, Inc. (USGenNE) filed, pursuant to section 205 of the

Federal Power Act, a Reliability Agreement between the ISO New England Inc. (the ISO) and USGenNE for USGenNE's 763 MW Salem Harbor generation station located in Salem, Massachusetts. USGenNE states that the Reliability Agreement was negotiated between USGenNE and the ISO pursuant to section 18.5 of the Restated NEPOOL Agreement. USGenNE requests that the Commission issue an order within sixty (60) days of the date of the filing, or otherwise as expeditiously as possible. USGenNE further requests that the Commission grant a waiver of certain of the Commission's filing requirements in part 35 of the Commission's regulations, including the 60 and 120-day prior notice requirements to the extent necessary to permit the Reliability Agreement to become effective as described in the filing.

*Comment Date:* June 4, 2004.

**10. PurEnergy Caledonia, LLC and Caledonia Energy, LLC**

[Docket Nos. ER04-842-000 and ER01-1383-003]

Take notice that on May 13, 2004, PurEnergy Caledonia, LLC (PurEnergy Caledonia) submitted for filing with Commission its triennial updated market analysis in accordance with Appendix A of the Commission's April 27, 2001, Letter Order to Caledonia Generating, LLC in Docket No. ER01-1383-000. PurEnergy Caledonia states that it is the successor in interest to the market-based rate authority of Caledonia Generating, LLC. *See* Caledonia Generating, LLC, *et al.*, 105 FERC ¶ 62,014 (2003). PurEnergy Caledonia also submitted certain revisions to its FERC Electric Tariff, Original Volume No. 1 to incorporate the Market Behavior Rules set forth in Investigation of Terms and Conditions of Public Utility Market-Based Rate Authorizations, 105 FERC ¶ 61,218 (2003).

*Comment Date:* June 3, 2004.

**11. Calpine King City Cogen, LLC**

[Docket Nos. QF85-735-005 and EL04-101-000]

Take notice that on May 12, 2004, Calpine King City Cogen, LLC (Applicant) tendered for filing a petition for limited waiver of the Commission's operating standard for a topping-cycle cogeneration facility.

*Comment Date:* June 11, 2004.

*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 filed to access the document. For assistance, call (202) 502-8222 or TTY, (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. E4-1199 Filed 5-21-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. PL03-3-005; AD03-7-005; ER03-1271-000; CP01-418-000; CP03-7-001; CP03-301-000; RP03-245-000; RP99-176-089 and RP99-176-094; RP02-363-002; RP03-398-000; RP03-533-000; RP03-70-002 and RP03-70-003; CP01-421-000 and CP01-421-001; RP03-540-000 (Not Consolidated)]

**Price Discovery in Natural Gas and Electric Markets; Natural Gas Price Formation; Aquila, Inc.; B-R Pipeline Company; Colorado Interstate Gas Company; Colorado Interstate Gas Company, et al.; Kinder Morgan Interstate Gas Transmission LLC; Natural Gas Pipeline Company of America; North Baja Pipeline LLC; Northern Natural Gas Company; Northern Natural Gas Company; PG&E Gas Transmission, Northwest Corporation; Portland General Electric Company; Transcontinental Gas Pipe Line Corporation; Notice of Conference on Market Liquidity, Energy Price Discovery, and Natural Gas and Electricity Price Indices**

May 14, 2004.

The Federal Energy Regulatory Commission (Commission) will hold a conference on the overall level of liquidity in wholesale natural gas and electricity markets, the adequacy of natural gas and electricity price formation, the level of reporting of energy transactions to price index developers, and the use of price indices in jurisdictional tariffs. The conference will take place on Friday, June 25, 2004, from 9:30 a.m. to 5 p.m., at the Commission's headquarters, 888 First Street, NE., Washington, DC. The conference will be conducted by the Commission's Staff but may be attended by members of the Commission. A quorum of the Commission may be present for all or part of the conference. The Commodity Futures Trading Commission (CFTC) will participate.

#### Background

On May 5, 2004, the Commission Staff issued a *Report on Natural Gas and Electricity Price Indices* in which Staff reviewed Commission actions and developments since the issuance of the Commission's *Policy Statement on Natural Gas and Electric Price Indices*, 104 FERC ¶ 61,121 (2004), including particularly the results of the Commission's March 2004 survey of market participants. The Report identified four broad options for future Commission action and addressed the

use of price indices in jurisdictional tariffs, including specific recommendations on price index developers' adherence to Policy Statement standards and the criteria pursuant to which an index may be used in jurisdictional tariffs. The Report also included an extensive technical appendix providing tabulated results of the voluntary survey conducted by the Commission in March 2004.

Staff has held previous conferences and workshops in Docket No. AD03-7 on April 24, 2003, June 24, 2003, July 2, 2003, and in both Dockets on November 4, 2003. Information gathered from such conferences has been of material use to the Commission in understanding the range of issues confronting market participants in their varied uses of energy price indices, and of the uses of indices in jurisdictional tariffs. The June 25 conference will provide all interested parties an opportunity to develop the record further in light of the information and recommendations presented in the Staff Report.

#### Scope of Conference

The conference is open to discussion of all issues relevant to the formation of natural gas and electricity wholesale prices and the role of price indices both in the price formation process and as used by pipelines and utilities in jurisdictional tariffs. In particular, the Commission is interested in the following subjects:

1. *The overall market liquidity context for natural gas and electricity transaction reporting, and an evaluation of the extent to which wholesale energy trading is sufficient to generate reliable price signals for market participants.*

Many parties commented that improving processes for price reporting and increasing the number of companies reporting their fixed price day-ahead and bid-week transactions, while laudable, still does not address the decline in activity in energy markets, raising the concern that liquidity in these markets is inadequate to generate strong confidence in the prices observed. Parties are invited to comment on trading activity in energy markets and the optimum structures for encouraging robust and transparent trading in natural gas and electricity.

2. *Current status of energy transaction reporting to index developers and adequacy and robustness of indices.*

The Staff Report indicates that about 20 percent of companies surveyed report all of their "reportable" day-ahead and bid-week natural gas transactions and about 10 percent of companies surveyed report all of their day-ahead electricity