

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. EL04-117-000, et al.]

**Kentucky Utilities Company, et al.; Electric Rate and Corporate Filings**

July 22, 2004.

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

**1. Kentucky Utilities Company**

[Docket No. EL04-117-000]

Take notice that on July 9, 2004, Kentucky Utilities Company (KU) filed a Petition for Declaratory Order pursuant to Rule 207 of the Rules of Practice and Procedure (18 CFR 385.207) of the Commission's regions. KU requests that the Commission issue a declaratory order stating that sections 205 and 206 of the Federal Power Act (16 U.S.C. 824d, e(2000)) preempt significant portions of a lawsuit recently filed in the Commonwealth of Kentucky's Daviess Circuit Court by the City of Owensboro, Kentucky and the City Utility Commission of the City of Owensboro, Kentucky. KU also requests that the Commission address the merits of certain issues raised in that lawsuit.

*Comment Date:* 5 p.m. eastern time on August 12, 2004.

**2. Volunteer Energy Services, Inc.**

[Docket No. ER04-937-001]

Take notice that on July 19, 2004, Volunteer Energy Services, Inc. (VESI) submitted amendment to its June 17, 2004, filing in Docket No. ER04-937-000, of a Petition for Acceptance of Initial Rate Schedule, Waivers and Blanket Authority.

*Comment Date:* 5 p.m. eastern time on August 9, 2004.

**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. On or before the comment date, it is not

necessary to 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.

This filing is accessible online 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 email 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:* 5 p.m. eastern time on August 12, 2004.

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

[FR Doc. E4-1701 Filed 7-29-04; 8:45 am]

**BILLING CODE 6717-01-P****DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. RP04-265-000]

**Northern Natural Gas Company; Notice Postponing Technical Conference**

July 23, 2004.

On July 21, 2004, Northern Natural Gas Company (Northern) filed a request to postpone a technical conference scheduled for Tuesday, July 27, 2004, in the above-docketed proceeding. In its filing, Northern states that parties to this proceeding have been working to resolve issues in this docket and have reached an agreement in principle in this proceeding.

By this notice, the conference previously scheduled for July 27, 2004, is postponed. Northern is directed to file a status report in this docket on or before August 16, 2004.

**Linda Mitry,**  
*Acting Secretary.*

[FR Doc. E4-1678 Filed 7-29-04; 8:45 am]

**BILLING CODE 6717-01-P****ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7794-9]

**Proposed Settlement Agreement, Clean Air Act Citizen Suit**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of Proposed Settlement Agreement; Request for Public Comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended ("CAA" or the "Act"), 42 U.S.C. section 7413(g), notice is hereby given of a proposed settlement agreement to address a lawsuit filed by Glynn Environmental Coalition, Inc. and the Center for a Sustainable Coast, Inc. (collectively, "Plaintiffs"): *Glynn Environmental Coalition, Inc. v. EPA*, No. 2:04-CV-00013 (S.D. Ga.). On January 26, 2004, Plaintiffs filed a complaint against Defendants United States Environmental Protection Agency and Michael O. Leavitt, Administrator of the United States Environmental Protection Agency (collectively, "EPA") claiming that EPA failed to grant or deny an administrative petition (the "Petition") to object to a CAA title V operating permit issued by the State of Georgia for the Hercules, Inc. facility in Brunswick, Georgia. Under the terms of the proposed settlement agreement, a "window" between 30 and 120 days from signature of the agreement would be established for EPA to sign an order granting or denying the Petition.

**DATES:** Written comments on the proposed settlement agreement must be received by August 30, 2004.

**ADDRESSES:** Submit your comments, identified by docket ID number OGC-2004-0008, online at <http://www.epa.gov/edocket> (EPA's preferred method); by e-mail to [oei.docket@epa.gov](mailto:oei.docket@epa.gov); mailed to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD-ROM should be formatted in Wordperfect or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

**FOR FURTHER INFORMATION CONTACT:** Kerry E. Rodgers, Air and Radiation Law Office (2344A), Office of General