

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

[Docket No. EL05-56-000]

**Connecticut Department of Public Utility Control, Complainant v. ISO New England and New England Power Pool, Respondent; Notice of Complaint**

January 18, 2005.

Take notice that on January 14, 2005, Connecticut Department of Public Utility Control (CT DPUC), submitted a petition to the Commission for an order directing the New England Power Pool (NEPOOL) and ISO New England (ISO-NE) to amend the currently effective NEPOOL Open Access transmission Tariff (OATT) and the superseding OATT of the Regional Transmission Organization for New England (RTO-NE), approved by the Commission in *ISO New England, Inc.*, 106 FERC ¶ 61,280 (2004). CT DPUC states that under the NEPOOL and RTO-NE OATT formula rates, certain local customers unjustly and unreasonably pay in advance for Pool Transmission Facilities (PTF) capital additions. CT DPUC further states that the PTF additions—as much as \$3 billion in New England over the next five years—are necessary to realize regional, system-wide reliability and economic benefits, and the Commission has ordered such costs to be regionalized across New England. CT DPUC explains that the current NEPOOL tariff and the superseding RTO-NE tariff require some local customers to pay these regional costs up front to the extent they are not recovered in the regional OATT, with no reimbursement until the following year.

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 email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* February 7, 2005.

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

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

[Docket No. EL05-55-000]

**City of Holland, MI, Complainant v. Midwest Independent Transmission System Operator, Inc., Respondent; Notice of Complaint**

January 18, 2005.

Take notice that on January 14, 2005, the City of Holland, Michigan (Holland) filed a complaint, pursuant to Rule 206 of the Commission's Rules of Practice and Procedures, 18 CFR 385.206(2004) against the Midwest Independent Transmission System Operator, Inc. (Midwest ISO) seeking a refund of all amounts charged to Holland in excess of the rate for service set forth in section 22 of the Midwest ISO's open access transmission tariff.

Holland states that a copy of the filing was served upon counsel for the Midwest ISO.

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.

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*Comment Date:* February 7, 2005.

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

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

[Docket Nos. EL00-95-123 and EL00-98-110]

**San Diego Gas & Electric Company, Complainants v. Sellers of Energy and Ancillary Services Into Markets Operated by the California Independent System Operator and the California Power Exchange, Respondents; Investigation of Practices of the California Independent System Operator and the California Power Exchange; Notice of Compliance Filing**

January 14, 2005.

On December 8, 2004, the California Power Exchange Corporation (CalPX) made a compliance filing in response to the Commission's order issued November 23, 2004, in the above-docketed proceedings. CalPX's submitted proposals to aid the Commission in the selection of a methodology to allocate any interest shortfall in the CalPX Settlement Clearing Account among individual buyers and sellers.

Any person desiring to intervene or to protest this filing must file in