

**FOR FURTHER INFORMATION CONTACT:** Steven Mintz (Program Office) 202-586-9506 or Michael Skinker (Program Attorney) 202-586-2793.

**SUPPLEMENTARY INFORMATION:** Exports of electricity from the United States to a foreign country are regulated and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e)).

On March 16, 2005, the Office of Fossil Energy (FE) of the Department of Energy (DOE) received an application from WPS ESI to transmit electric energy from the United States to Canada. WPS ESI is an indirect wholly-owned subsidiary of WPS Resources Corporation (WPSR), an exempt public utility holding company. WPS ESI has requested an electricity export authorization with a 5-year term. The electric energy which WPS ESI proposes to export to Canada would be purchased from electric utilities and Federal power marketing agencies within the U.S.

WPS ESI proposes to arrange for the delivery of electric energy to Canada over the existing international transmission facilities owned by Basin Electric Power Cooperative, Bonneville Power Administration, Eastern Maine Electric Cooperative, International Transmission Company, Joint Owners of the Highgate Project, Long Sault, Inc., Maine Electric Power Company, Maine Public Service Company, Minnesota Power Inc., Minnkota Power Cooperative, New York Power Authority, Niagara Mohawk Power Corporation, Northern States Power/Excel, Vermont Electric Power Company and Vermont Electric Transmission Company.

The construction, operation, maintenance, and connection of each of the international transmission facilities to be utilized by WPS ESI, as more fully described in the application, has previously been authorized by a Presidential permit issued pursuant to Executive Order 10485, as amended.

#### **Procedural Matters**

Any person desiring to become a party to this proceeding or to be heard by filing comments or protests to this application should file a petition to intervene, comment or protest at the address provided above in accordance with §§ 385.211 or 385.214 of the FERC's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with DOE on or before the date listed above.

Comments on the WPS ESI application to export electric energy to Canada should be clearly marked with Docket EA-301. Additional copies are to

be filed directly with Ivan L. Henderson, WPS Energy Services, Inc., 600 Superior Ave. East, Cleveland, OH 44114 and Thomas McCann Mullooly, Esquire, Foley & Lardner LLP, 777 East Wisconsin Avenue, Milwaukee, WI 53202-5306.

A final decision will be made on this application after the environmental impacts have been evaluated pursuant to the National Environmental Policy Act of 1969, and a determination is made by the DOE that the proposed action will not adversely impact on the reliability of the U.S. electric power supply system.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above or by accessing the Fossil Energy Home Page at <http://www.fe.de.gov>. Upon reaching the Fossil Energy Home Page, select "Electricity Regulation," and then "Pending Procedures" from the options menus.

Issued in Washington, DC, on March 31, 2005.

**Anthony J. Como,**

*Deputy Director, Electric Power Regulation, Office of Fossil Energy.*

[FR Doc. 05-6930 Filed 4-6-05; 8:45 am]

**BILLING CODE 6450-01-P**

## **DEPARTMENT OF ENERGY**

### **Federal Energy Regulatory Commission**

[Docket No. EL05-85-000]

**Adrian Energy Associates, LLC, Cadillac Renewable Energy, LLC, Genesee Power Station, LP, Grayling Generating Station, LP, Hillman Power Company, LLC, T.E.S. Filer City Station, LP, Viking Energy of Lincoln, Inc., Viking Energy of McBain, Inc., Complainants, Michigan Public Service Commission, Commissioner J. Peter Lark, Commissioner Robert B. Nelson, Commissioner Laura Chapelle, Respondents; Notice of Complaint**

March 31, 2005.

Take notice that on March 30, 2005, Adrian Energy Associates, LLC, Cadillac Renewable Energy, LLC, Genesee Power Station, LP, Grayling Generating Station, LP, Hillman Power Company, LLC, T.E.S. Filer City Station, LP, Viking Energy of Lincoln, Inc. and Viking Energy of McBain, Inc. (collectively, Michigan QFs), filed a formal complaint and petition against the Michigan Public Service Commission (MPSC), and Commissioner J. Peter Lark, Commissioner Robert B. Nelson, and Commissioner Laura Chapelle, alleging that:

1. The MPSC, in an opinion and order issued February 28, 2005, failed to implement and enforce the Public Utility Regulatory Policies Act of 1978 (PURPA), including 16 U.S.C. 824a-3(f) *et seq.* and the rules of the Federal Energy Regulatory Commission, including 18 CFR 292.401 *et seq.*;

2. The MPSC's February 28, 2005, opinion and order contravenes the Federal Power Act, 16 U.S.C. 791a *et seq.*, 16 U.S.C. 824(b), the PURPA And the FERC rules; and

3. The MPSC's February 28, 2005, opinion and order improperly and unlawfully alters pre-existing Power Purchase Agreements, subjecting the Qualifying Facilities (QFs) to utility-type regulation in violation of 16 U.S.C. 824a-3(e)(1) and 18 CFR 292.602, and unlawfully discriminating against the QFs in violation of 16 U.S.C. 824e-3(b)(2) and 18 CFR 292.304.

The Michigan QFs certify that copies of the complaint were served on the contacts for the Michigan Public Service Commission, Commissioner J. Peter Lark, Commissioner Robert B. Nelson, and Commissioner Laura Chapelle as listed on the Commission's List of Corporate Officials.

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 protest 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:* April 20, 2005.

**Linda Mitry,**  
*Deputy Secretary.*

[FR Doc. E5-1604 Filed 4-6-05; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL05-86-000]

#### Quest Energy, L.L.C. Complainant v. Midwest Independent Transmission System Operator, Inc., Respondent; Notice of Complaint and Request for Fast Track Processing

April 1, 2005.

Take notice that on March 31, 2005, Quest Energy, L.L.C. (Quest) filed a Complaint against Midwest Independent Transmission System Operator, Inc. (MISO) pursuant to section 206 of the Federal Power Act, 16 U.S.C. and Rule 206 of the Commission's Rules of Practice and Procedure, 18 CFR 385.206 (2004). Quest alleges that MISO violated its tariff by unilaterally modifying Quest's Load Zone Commercial Price Node in the Consumers Energy control area and then refusing to restore Quest's Load Zone Nodes. Quest has requested fast track processing of the Complaint.

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 protest must be served on the Complainant.

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:* April 20, 2005.

**Linda Mitry,**  
*Deputy Secretary.*

[FR Doc. E5-1603 Filed 4-6-05; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EC05-65-000, et al.]

#### ITC Holdings Corp., et al., Electric Rate and Corporate Filings

March 31, 2005.

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

##### 1. ITC Holdings Corp. and International Transmission Company

[Docket No. EC05-65-000]

Take notice that on March 30, 2005, ITC Holdings Corp. (ITC Holdings) and International Transmission Company (International Transmission) (collectively, Applicants) filed with the Federal Energy Regulatory Commission (Commission) a joint application for authorization of a disposition of jurisdictional facilities under section 203 of the Federal Power Act and notification of change in ownership structure, as required under *ITC Holdings Corp., et al.*, 102 FERC ¶ 61,182 at P 44 (2003), *reh'g denied*, 104 FERC ¶ 61,033 (2003). Applicants also request that the Commission confirm that International Transmission will remain independent from any Market Participant following public offering of the stock of its parent, ITC Holdings.

*Comment Date:* 5 p.m. eastern time on April 13, 2005.

##### 2. South Jersey Energy Company

[Docket No. ER97-1397-012]

Take notice that on March 24, 2005, South Jersey Energy Company filed an amendment to its market-based rate

tariff to reflect the change-in-status reporting requirement adopted in Order No. 652, *Reporting Requirement for Changes in Status for Public Utilities with Market-Based Rate Authority*, Order No. 652, 110 FERC ¶ 61,097 (2005).

*Comment Date:* 5 p.m. eastern time on April 14, 2005.

##### 3. South Jersey Energy Company

[Docket No. ER97-1397-013]

Take notice that on March 24, 2005, South Jersey Energy Company tendered for filing an updated generation market power analysis in compliance with the Commission's order in *Acadia Power Partners, L.L.C.*, 107 FERC ¶ 61,168 (2004).

South Jersey Energy Company states that copies of the filing were served on parties on the official service list in the above-captioned docket.

*Comment Date:* 5 p.m. eastern time on April 14, 2005.

##### 4. Elkem Metals Company—Alloy L.P.

[Docket No. ER00-2093-002]

Take notice that on March 24, 2005, Elkem Metals Company—Alloy L.P. (Elkem-Alloy) submitted its market power update in compliance with the Commission's May 13, 2004 in *Acadia Power Partners, LLC*, 107 FERC ¶ 61,168 (2004).

Elkem-Alloy states that copies of the filing were served on parties on the official service list in the captioned proceedings.

*Comment Date:* 5 p.m. eastern time on April 14, 2005.

##### 5. Elkem Metals Company—Alloy L.P.

[Docket No. ER00-2093-003]

Take notice that on March 24, 2005, Elkem Metals Company—Alloy L.P. (Elkem-Alloy) submitted for filing revisions to its FERC Electric Tariff, Second Revised Volume No. 1 to reflect the change-in-status reporting requirement adopted in Order No. 652, *Reporting Requirement for Changes in Status for Public Utilities with Market-Based Rate Authority*, 110 FERC ¶ 61,097 (2005).

Elkem-Alloy states that it has served copies of this filing on parties on the official service list.

*Comment Date:* 5 p.m. eastern time on April 14, 2005.

##### 6. Northern Indiana Public Service Company, EnergyUSA-TPC Corp., Whiting Clean Energy, Inc.

[Docket Nos. ER00-2173-004, ER00-3219-004, and ER01-1300-005]

Take notice that on March 28, 2005, Northern Indiana Public Service