

the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Persons who wish to comment only on the environmental review of this project should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commenters will be placed on the Commission's environmental mailing list, will receive copies of the environmental documents, and will be notified of meetings associated with the Commission's environmental review process. Environmental commenters will not be required to serve copies of filed documents on all other parties. However, the non-party commenters will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

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.

*Comment Date:* May 24, 2004.

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

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP05-303-000]

#### Discovery Gas Transmission LLC; Notice of Tariff Filing

May 4, 2005.

Take notice that on April 28, 2005, Discovery Gas Transmission LLC (Discovery) tendered for filing and acceptance in its FERC Gas Tariff Original Volume No. 1 the following tariffs sheets to continue its current Fuel, Lost and Unaccounted For Gas retention rate of 0.0%:

Sixth Revised Sheet No. 33  
Sixth Revised Sheet No. 44  
Sixth Revised Sheet No. 53

Discovery further states that copies of the filing have been mailed to each of its customers, interested State Commissions and other interested persons.

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 in accordance with the provisions of Section 154.210 of the Commission's regulations (18 CFR 154.210). Anyone filing an intervention or protest must serve a copy of that document on the Applicant. Anyone filing an intervention or protest on or before the intervention or protest date need not 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 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 e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

**Linda Mitry,**

*Deputy Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP04-121-001]

#### El Paso Natural Gas Company; Notice of Withdrawal of Request for Clarification and/or Rehearing

May 3, 2005.

On June 25, 2004, ConocoPhillips Company (ConocoPhillips) filed a timely request for clarification and/or rehearing of an order issued May 26, 2004 by the Director of the Division of Pipeline Certificates of the Commission's Office of Energy Projects. The Director's Order granted a request by El Paso Natural Gas Company under section 7(b) of the Natural Gas Act to abandon a short segment of pipeline in San Juan County, New Mexico known as the Chaco Plant Discharge Line. On July 26, 2004, the Commission issued an order granting rehearing for further consideration.

On April 12, 2005, ConocoPhillips filed a notice of withdrawal of its request for clarification and/or rehearing. No one filed a motion in opposition to the withdrawal, and the Commission took no action to disallow it. Accordingly, pursuant to Rule 216 of the Commission's Rules of Practice and Procedure, 18 CFR 385.216 (2004), the withdrawal became effective on April 27, 2005, 15 days from the date of filing of the notice of withdrawal.

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

[FR Doc. E5-2254 Filed 5-9-05; 8:45 am]

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