

**2. Southwest Power Pool, Inc.**

[Docket Nos. RT04-1-011 and ER04-48-011]

Take notice that on June 28, 2005, Southwest Power Pool, Inc. (SPP) submitted a modification to the May 13, 2005 compliance filing it submitted to the Commission pursuant to February 11, 2005 Order in the above proceedings. SPP request an effective date of May 13, 2005.

SPP states that it has served a copy of this filing upon each of the parties to these proceedings.

*Comment Date:* 5 p.m. Eastern Time on July 19, 2005.

**Standard Paragraph**

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (19 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. 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. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to long on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protests to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also available to 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.

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

[FR Doc. E5-3758 Filed 7-14-05; 8:45 am]

**BILLING CODE 6717-01-P**

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****Notice Of Filings #1**

July 6, 2005.

Take notice that the Commission received the following electric rate filings.

*Docket Numbers:* ER01-2562-002.

*Applicants:* Competitive Energy Services, LLC.

*Description:* Competitive Energy Services, LLC submits its triennial updated market power analysis .

*Filed Date:* 06/28/2005.

*Accession Number:* 20050705-0115.

*Comment Date:* 5 p.m. eastern time on Tuesday, July 19, 2005.

*Docket Numbers:* ER05-1058-001,

ER05-1059-001, ER05-1060-001

*Applicants:* Bayonne Plant Holding, L.L.C.; Camden Plant Holding, L.L.C.; Newark Bay Cogeneration Partnership, L.P.

*Description:* Newmarket Power Company, LLC, on behalf of its subsidiaries, Bayonne Plant Holding, L.L.C., Camden Plant Holding, L.L.C. and Newark Bay Cogeneration Partnership, L.P., submit an amendment to their 5/26/05 filing in Docket Nos. ER05-1058-000, ER05-1059-000, ER05-1060-000.

*Filed Date:* 07/01/2005.

*Accession Number:* 20050705-0204.

*Comment Date:* 5 p.m. eastern time on Friday, July 15, 2005.

*Docket Numbers:* ER05-1161-000.

*Applicants:* Western Systems Power Pool.

*Description:* Western Systems Power Pool, Inc. submits Third Revised Sheet 36A, et al to Rate Schedule FERC 6, to be effective 9/1/05.

*Filed Date:* 06/29/2005.

*Accession Number:* 20050701-0017.

*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

*Docket Numbers:* ER05-1162-000.

*Applicants:* Entergy Services, Inc.  
*Description:* Entergy Services, Inc., on behalf of Entergy Mississippi, Inc., submits a notice of termination of the

Interconnection and Operating Agreement and Generator Imbalance Agreement between Entergy Mississippi, Inc. and Central Mississippi Generating Company, LLC.

*Filed Date:* 06/29/2005.

*Accession Number:* 20050701-0018.

*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

*Docket Numbers:* ER05-1163-000.

*Applicants:* Entergy Mississippi, Inc.

*Description:* Entergy Mississippi, Inc. submits a proposed Interconnection Agreement with Attala Transmission LLC.

*Filed Date:* 06/29/2005.

*Accession Number:* 20050701-0019.

*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

*Docket Numbers:* ER05-1164-000.

*Applicants:* TPGC, LP.

*Description:* TPGC, LP submits a notice of succession to notify FERC that effective 6/1/05 the name of TEPO-PANDA Generating Company, L.P. was changed to TPGC, LP and amendments to the FERC rate schedule reflecting this name change.

*Filed Date:* 06/29/2005.

*Accession Number:* 20050701-0020.

*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

*Docket Numbers:* ER05-1165-000.

*Applicants:* South Carolina Electric & Gas Company.

*Description:* South Carolina Electric & Gas Company submits an executed Relay Equipment Agreement and an executed Cross Town Tie Breaker Agreement with the City of Orangeburg, SC, Department of Public Utilities.

*Filed Date:* 06/29/2005.

*Accession Number:* 20050701-0021.

*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

*Docket Numbers:* ER05-1166-000.

*Applicants:* Southern California Edison Company.

*Description:* Southern California Edison Co. submits a Letter Agreement with the City of Vernon, CA.

*Filed Date:* 06/29/2005.

*Accession Number:* 20050701-0022.

*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

*Docket Numbers:* ER05-1167-000.

*Applicants:* ISO New England Inc. and New England Power Company.

*Description:* ISO New England Inc. and New England Power Company submit an executed service agreement for a large generator interconnection agreement with Fortistar Peabody LLC under Schedule 22 of the ISO's Open Access Transmission Tariff.

*Filed Date:* 06/29/2005.

*Accession Number:* 20050701-0104.

*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

*Docket Numbers:* ER05-1168-000.  
*Applicants:* Attala Transmission LLC.  
*Description:* Attala Transmission LLC submits an executed Interconnection and Service Charge Agreement dated 6/28/05 with Entergy Mississippi, Inc.  
*Filed Date:* 06/29/2005.  
*Accession Number:* 20050701-0105.  
*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

*Docket Numbers:* ER98-4400-009.  
*Applicants:* Pittsfield Generating Company, L.P.  
*Description:* Pittsfield Generating Company, L.P., pursuant to the Commission's order issued 4/14/05 (111 FERC ¶ 61,033 (2005)), submits an amendment to its market-based rate tariff to include the change in status reporting requirement adopted in Order 652.

*Filed Date:* 06/29/2005.  
*Accession Number:* 20050701-0012.  
*Comment Date:* 5 p.m. eastern time on Wednesday, July 20, 2005.

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Linda Mitry,

Deputy Secretary.

[FR Doc. E5-3757 Filed 7-14-05; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. PL03-3-006; Docket No. AD03-7-006]

#### Price Discovery in Natural Gas and Electric Markets Natural Gas Price Formation; Order Further Clarifying Policy Statement on Natural Gas and Electric Price Indices

July 6, 2005.

Before Commissioners: Pat Wood, III, Chairman; Nora Mead Brownell, Joseph T. Kelliher, and Suedeem G. Kelly.

1. In this order we grant two requests for clarification of our Policy Statement on *Natural Gas and Electric Price Indices*.<sup>1</sup> The Policy Statement identified minimum standards for both price index developers and data providers (market participants that report transaction data to price index developers). In the latter case the Policy Statement spelled out the steps data providers should take to assure that the prices they report accurately reflect market activity. The Policy Statement also provided an important "safe harbor" for data providers. For data providers that adopt and follow the Commission-established standards for trade data reporting, we will presume they are reporting transaction data accurately and in good faith, and we will not penalize such parties for inadvertent errors in reporting.

2. We grant the requested clarifications to emphasize the broad nature of these safe harbor provisions and to encourage companies both to adopt the appropriate procedures to take advantage of the safe harbor assurances and to contribute their transaction

information to the price formation process. We also remind companies of their obligation to notify the Commission when there is a change in their reporting practices.

#### Background

3. The Policy Statement is one of many steps we have taken to encourage better transparency of price formation in wholesale energy markets. In November 2003, we issued orders adopting Market Behavior Rules for wholesale market participants.<sup>2</sup> These orders included a behavior rule requiring that, to the extent market participants report transactions to entities that develop and publish price indices, they must report such transactions in accordance with standards of the Policy Statement. In December 2003, we issued a clarification of certain aspects of price reporting under the Policy Statement.<sup>3</sup> In May 2004, we received a full staff report on the status of price indices and wholesale price formation, including the results of two large-scale industry surveys, along with recommendations on the use of price indices in jurisdictional tariffs.<sup>4</sup> Finally, in November 2004 we issued an order in which we applied minimum criteria to price indices used in jurisdictional tariffs and indicated our intent to continue active monitoring of developments concerning price formation in wholesale markets.<sup>5</sup>

4. We have received two requests for clarification of matters addressed in our prior orders. The Committee for Chief Risk Officers (CCRO) submitted a request April 25, 2005, asking for a clarification that the safe harbor provisions of the Policy Statement extend to an energy data hub and its participants. Also, National Fuel Gas Distribution Corporation (National Fuel) submitted a request February 18, 2005, asking that the safe harbor provisions be extended to data providers that, while not specifically subject to the Market Behavior Rules, nonetheless wish to provide transaction data to price index developers. On June 10, 2005, Platts filed comments in which Platts asserts

<sup>2</sup> *Order Amending Market-Based Rate Tariffs and Authorizations*, 105 FERC ¶ 61,218 (2003), *reh'g denied*, 107 FERC ¶ 61,175 (2004); Order No. 644, *Amendment to Blanket Sales Certificates*, FERC Stats. & Regs. ¶ 31,153 (2003), *reh'g denied*, 107 FERC ¶ 61,174 (2004).

<sup>3</sup> *Order on Clarification of Policy Statement on Natural Gas and Electric Price Indices*, 105 FERC ¶ 61,282 (2003).

<sup>4</sup> *Report on Natural Gas and Electricity Price Indices*, Docket Nos. PL03-3-004 and AD03-7-004, May 5, 2004.

<sup>5</sup> *Order Regarding Future Monitoring of Voluntary Price Formation, Use of Price Indices in Jurisdictional Tariffs, and Closing Certain Tariff Dockets*, 109 FERC ¶ 61,184 (2004).

<sup>1</sup> 104 FERC ¶ 61,121 (2003).