

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Oklahoma Gas and Electric Company
NRG McClain LLC

Docket No. EC03-131-000

NOTICE OF INTENT TO ACT

(May 25, 2004)

1. Oklahoma Gas and Electric Company and NRG McClain LLC filed an interlocutory appeal of the presiding administrative law judge's April 12, 2004 order in this proceeding. InterGen Services, Inc. and Redbud Energy LP filed an interlocutory appeal of the presiding administrative law judge's April 30, 2004 order in this proceeding.

2. In the absence of action within 15 days, the rulings of the presiding judge would be reviewed in the ordinary course of the proceeding as if the appeal had not been made. 18 C.F.R. § 385.715 (2003). Notice is hereby given that the Commission intends to take action on the appeals in the near future.

By direction of the Commission.

Magalie R. Salas
Secretary