

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

NOTICE OF MEETING,
NOTICE OF VOTE,
EXPLANATION OF ACTION CLOSING MEETING
AND LIST OF PERSONS TO ATTEND

(September 30, 2004)

The following notice of meeting is published pursuant to Section 3(a) of the Government in the Sunshine Act (Pub. L. No. 94-409), 5 U.S.C. 552b:

AGENCY HOLDING MEETING:	Federal Energy Regulatory Commission
DATE AND TIME:	October 6, 2004 (Within a relatively short time after the Commission's open meeting on October 6)
PLACE:	Room 3M 4A/B 888 First Street, N. E. Washington, D.C. 20426
STATUS:	Closed
MATTERS TO BE CONSIDERED:	Non-Public Investigations and Inquiries, Enforcement Related Matters, and Security of Regulated Facilities
CONTACT PERSON FOR MORE INFORMATION:	Magalie R. Salas Secretary Telephone (202) 502-8400

Chairman Wood and Commissioners Brownell, Kelliher, and Kelly voted that agency business requires the holding of a closed meeting on less than the seven days' notice required by the Government in the Sunshine Act. Attached is the certification of the General Counsel explaining the action closing the meeting.

The Chairman and the Commissioners, their assistants, the Commission's Secretary and her assistant, the General Counsel and members of her staff, and a stenographer are expected to attend the meeting. Other staff members from the Commission's program offices who will advise the Commissioners in the matters discussed will also be present.

Magalie R. Salas,
Secretary.

CERTIFICATION

I hereby certify that, in my opinion, Commission deliberations scheduled for October 6, 2004, concerning non-public investigations and inquiries may properly be closed to public observation. Discussions may involve matters concerning the security of regulated facilities; the disclosure of trade secrets or financial information or other privileged or confidential information obtained from a person; the possible initiation of administrative proceedings the premature disclosure of which could frustrate implementation of proposed agency action, or pertain to the agency's participation in a civil action; or other records and information the premature disclosure of which would endanger the life or physical safety of law enforcement personnel.

The relevant exemptions on which this certification is based are set forth in 5 U.S.C. §§ 552b(c)(2),(4),(7)(A),(7)(F),(9)(B) and (10), and 18 C.F.R. §§ 375.205(a)(2),(4),(7)(i),(7)(vi), (9)(ii), and (10).

DATED: September 8, 2004

Cynthia A. Marlette
General Counsel