

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

July 5, 2005

In Reply Refer To:

Central Maine Power Company,
Docket No. ER04-973-001

Central Maine Power Company
Attn: Richard P. Hevey, Esq.
Attorney for Central Maine Power Company
83 Edison Drive
Augusta, ME 04336

Dear Mr. Hevey:

1. On March 8, 2005, you submitted, on behalf of Central Maine Power Company (CMP), a supplement to your earlier June 29, 2004 filing in Docket No. ER04-973-000, which consisted of the annual update to the formula rates in CMP's Open Access Transmission Tariff (OATT). The supplement updates the return on equity (ROE) component of CMP's formula rates.
2. Notice of the filing was published in the *Federal Register*, 70 Fed. Reg. 13,495 (2005), with interventions and protests due on or before March 29, 2005. A motion to intervene out-of-time was filed by the Maine Public Service Commission. No protests were filed.
3. Pursuant to 18 C.F.R. § 385.214 (2004), the Maine Public Service Commission's motion to intervene out-of-time is granted, given its interest in this proceeding, the early stage of the proceeding, and the absence of undue prejudice or delay.
4. CMP's earlier June 29, 2004 informational filing consisted of the annual update to CMP's formula rates, effective June 1, 2004, based on calendar year 2003 data. The supplement at issue here updates the charges, effective on the New England Regional Transmission Organization (RTO) Operations Date of February 1, 2005.
5. The Commission, in its March 24, 2004 order, in Docket No. ER04-157-000, *et al.*, *ISO New England, Inc.*, 106 FERC ¶ 61,280 at P 2-3, 232-50, *errata*, 107 FERC ¶ 61,051, *order on reh'g*, 109 FERC ¶ 61,147 at P 193-207 (2004), accepted and suspended, and made effective, subject to refund, a proposed 12.8 percent base ROE

effective as of the New England RTO Operations Date, February 1, 2005, and set that matter for hearing. The supplement at issue here updates the ROE component of CMP's formula rates to reflect the proposed 12.8 percent ROE at issue in Docket No. ER04-157-000, *et al.*

6. Since CMP's supplement updates the ROE component of CMP's formula rates to reflect the proposed ROE at issue in Docket No. ER04-157-000, *et al.*, and that ROE has been accepted, suspended and made effective subject to refund and to hearing, the Commission accepts and suspends for a nominal period the proposed revisions contained in the supplement, and grants waiver of the prior notice requirement to make them effective February 1, 2005,¹ subject to refund and subject to the outcome of Docket No. ER04-157-000, *et al.*

By direction of the Commission. Chairman Wood not participating.

Linda Mitry,
Deputy Secretary.

¹ See *Central Hudson Gas & Electric Corp.*, 60 FERC ¶ 61,106 at 61,338 (Commission will generally grant waiver of notice when rate change and effective date are already prescribed), *order on reh'g*, 61 FERC ¶ 61,089 (1992).