

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

April 6, 2006

In Reply Refer To:  
Tacoma Energy Recovery Company  
Docket Nos. ER06-628-000  
EL05-111-000

Leonard, Street and Deinard, PA  
Attn: Mr. James J. Bertrand, Esq.  
Counsel for Tacoma Energy Recovery Company  
150 South Fifth Street  
Minneapolis, Minnesota 55402

Dear Mr. Bertrand:

1. On February 10, 2006, Tacoma Energy Recovery Company (Tacoma) submitted a notice of cancellation for its market-based rate schedule. In this order, the Commission accepts Tacoma's notice of cancellation, effective February 13, 2006, as requested.<sup>1</sup> Because Tacoma is canceling its market-based rate schedule, this order also terminates the proceeding instituted pursuant to section 206 of the Federal Power Act in Docket No. EL05-111-000 with regard to Tacoma.<sup>2</sup>
2. Tacoma originally submitted its updated market power study in response to the May 31 Order, in which the Commission directed Tacoma to file an updated market power analysis or to provide satisfactory support for why it should not be required to do so. On January 12, 2006, Commission staff notified Tacoma that its filing was deficient and requested additional information. Tacoma subsequently filed this notice of cancellation because it no longer engages in any sales of electric energy at wholesale.

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<sup>1</sup> Rate Schedule FERC No. 1, First Revised Sheet No. 1 (cancels Rate Schedule FERC No. 1).

<sup>2</sup> See *3E Technologies, Inc.*, 111 FERC ¶ 61,295 (2005) (May 31 Order) (instituting a section 206 proceeding for the listed entities that had failed to comply with the requirement to submit an updated or revised market power analysis).

3. Notice of Tacoma's filing was published in the *Federal Register*,<sup>3</sup> with interventions or protests due on or before March 3, 2006. None was filed.

4. Tacoma states that it has not provided service under its market-based rate schedule since 2001 and does not anticipate providing further service under its market-based rate schedule. Tacoma states that it has no contracts for the sale of power under its market-based rate schedule. The Commission accepts Tacoma's notice of cancellation. Accordingly, Tacoma's market-based rate schedule is cancelled, effective February 13, 2006, as requested. In addition, the Commission finds that this filing satisfies the Commission's directive in the May 31 Order, and will therefore terminate the section 206 proceeding instituted in Docket No. EL05-111-000 with regard to Tacoma.

5. Because Tacoma's request to cancel its market-based rate authority is granted herein, any waivers and authorizations previously granted in connection with Tacoma's market-based rate authority are no longer applicable.

By direction of the Commission.

Magalie R. Salas,  
Secretary.

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<sup>3</sup> 71 Fed. Reg. 10,029 (2006).