

UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Joseph T. Kelliher, Chairman;  
Nora Mead Brownell, and Suedeen G. Kelly.

	Docket Nos.	
Alcan Power Marketing, Inc.		ER02-1084-002
Alliance For Cooperative Energy Services Power Marketing LLC		ER99-2369-002
Alternate Power Source, Inc.		ER96-1145-015
American Cooperative Services, Inc.		ER00-2823-001
Boston Edison Company		ER02-246-003
Cambridge Electric Light Company		ER02-246-003
Commonwealth Electric Company		ER02-246-003
Cadillac Renewable Energy LLC		ER98-4515-003
Chandler Wind Partners, LLC		ER01-390-003
CHI Power Marketing, Inc.		ER96-2640-015
Competitive Energy Services, LLC		ER01-2562-002
Conastota Windpower LLC		ER01-2692-003
Continental Electric Cooperative Services, Inc.		ER02-1118-004
Desert Power L.P.		ER01-2071-002
Energy Coop. of New York, Inc.		ER03-1294-002
Energy West Resources, Inc.		ER00-874-001
Enjet, Inc.		ER99-2061-001
Foote Creek II, LLC		ER99-3450-006
Foote Creek III, LLC		ER99-2769-007
Foote Creek IV, LLC		ER00-2706-004
Fresno Cogeneration Partners, L.P.		ER00-2392-002
Green Mountain Energy Company		ER02-1600-003
		ER99-2489-000
Halslund Energy Trading LLC		ER98-2535-005
Lake Benton Power Partners, LLC		ER97-2904-006
LS Power Marketing, LLC		ER96-1947-016
Medical Area Total EnergyPlant, Inc.		ER98-1992-003
Monterey Consulting Associates, Inc.		ER96-2143-015
NAP Trading and Marketing, Inc.		ER95-1278-015
National Fuel Resources, Inc		ER95-1374-018
NFR Power, Inc.		ER96-1122-015
Niagara Mohawk Power Corporation		ER96-2585-004
New England Power Company		ER98-6-009

Nordic Electric, LLC.	ER00-795-001
Nordic Energy Barge #1 & Barge #2, LLC	ER01-2224-001
Nordic Marketing, LLC	ER00-774-002
Pawtucket Power Associates, L.P.	ER02-580-003
People's Electric Corporation	ER98-3719-007
ProLiance Energy, LLC	ER97-420-014
	ER99-4380-000
Power Exchange Corporation	ER95-72-021
P&T Power Company	ER97-18-004
Rayburn Country Electric Cooperative	ER00-23-001
Ridge Crest Wind Partners, LLC	ER01-2760-003
San Joaquin Cogen, L.L.C.	ER05-698-003
Stand Energy Corporation	ER95-362-021
STI Capital Company	ER01-542-001
Storm Lake Power Partners II, LLC	ER99-1228-004
	ER97-4222-000
Strategic Power Management, Inc.	ER97-1781-001
Sunoco Power Marketing, LLC	ER97-870-013
Tennessee Power Company	ER95-581-021
Texaco Natural Gas Inc.	ER95-1787-017
Washington Gas Energy Services, Inc.	ER96-2830-006
Western New York Wind, Corp.	ER00-1928-001
Thicksten Grimm Burgum, Inc.	ER96-2241-016
United Illuminating Company	ER93-3-005
	EL05-111-000

ORDER ON UPDATED MARKET POWER ANALYSES AND TERMINATING  
SECTION 206 PROCEEDING

(Issued November 3, 2005)

1. In this order, the Commission accepts the updated market power analyses filed by the above-captioned market-based rate sellers in response to the Commission order issued on May 31, 2005.<sup>1</sup> This order also accepts tariff revisions filed by some of the above-captioned entities and directs certain compliance filings, as discussed below. In addition, this order terminates the section 206 proceeding instituted in Docket No. EL05-111-000 with regard to the above-captioned entities.

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<sup>1</sup> *3E Technologies, Inc., et al.*, 111 FERC ¶ 61,295 (2005) (May 31 Order).

## **Background**

2. As a condition of receiving market-based rate authority, the Commission requires market-based rate sellers to submit an updated market power analysis every three years<sup>2</sup> to allow the Commission to evaluate the reasonableness of their charges and to provide for ongoing monitoring of their ability to exercise market power. In the absence of an updated market power analysis, the Commission cannot exercise its statutory duty to ensure that market-based rates are just and reasonable and that market-based rate sellers continue to lack the potential to exercise market power so that market forces are in fact determining the price.

3. In the May 31 Order, the Commission announced its policy with respect to entities that have failed to comply with the conditions under which the Commission granted them market-based rate authority, namely, the requirement to submit an updated or revised market power analysis. In that order, the Commission directed market-based rate sellers, which had failed to comply with the requirement to submit an updated or revised market power analysis, to file their updated or revised market analyses within 60 days from the issuance of that order or provide satisfactory support for why they should not be required to do so. The Commission also established a refund effective date pursuant to the provisions of section 206 of the Federal Power Act (FPA) for the protection of customers.<sup>3</sup>

4. The above-captioned market-based rate sellers filed timely updated market power analyses in response to the May 31 Order. We herein accept their updated market power analyses and terminate the section 206 proceeding instituted in Docket No. EL05-111-000 with regard to these entities, as discussed below.

## **Updated Market Power Analyses**

5. Alcan Power Marketing, Inc. (Alcan) states that neither it nor its affiliates owns generation or transmission facilities in the United States or can erect barriers to entry. Alcan states that neither it nor its affiliates has a franchised service area for the sale of electricity to captive customers. Further, Alcan revised its market-based rate tariff to

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<sup>2</sup> See, e.g., *Western Resources, Inc., et al.*, 94 FERC ¶ 61,050 at 61,247 (2001); *Entergy Services, Inc.*, 58 FERC ¶ 61,234 at 61,760 (1992); *PSI Energy, Inc.*, 51 FERC ¶ 61,367 at 62,209 (1990).

<sup>3</sup> 16 U.S.C. § 824e (2000).

include affiliate sales prohibition language and the Commission's change in status reporting requirement.<sup>4</sup>

6. Alliance for Cooperative Energy Services Power Marketing LLC (ACES Power Marketing) states that neither it nor its affiliates owns or controls generation or transmission facilities or any key inputs that would allow them to erect barriers to entry. ACES Power Marketing also states that it is not a franchised public utility and is not affiliated with a franchised public utility.

7. American Cooperative Services, Inc. (American Cooperative) and Continental Electric Cooperative Services, Inc. (Continental Electric) state that neither they nor their affiliates can exercise generation or transmission market power because all of their affiliates' capacity is committed under long-term contract and their transmission assets are subject to the open access transmission tariff (OATT) of PJM Interconnection, LLC (PJM).<sup>5</sup> In total, they own 284.4 MW in the PJM market. American Cooperative and Continental Electric further state that they cannot erect barriers to entry and that they cannot engage in affiliate abuse because their customers are also their owners.

8. Alternate Power Source, Inc. (APSI) states that it does not own generation or transmission facilities, cannot erect barriers to entry, and has no affiliates. Additionally, APSI has filed revised sheets that incorporate the Commission's market behavior rules.

9. Boston Edison Company, Cambridge Electric Light Company, and Commonwealth Electric Company, and their affiliate Medical Area Total Energy Plant, Inc. (MATEP) (together, NSTAR Companies) state that they cannot exercise generation market power because the only generation capacity that they or their affiliates control is committed under long-term contracts. In total, the NSTAR Companies own 87.8 MW of generation capacity in the Independent System Operator New England (ISO-NE) market. NSTAR Companies state that they cannot exercise transmission market power because their transmission assets are operated by ISO-NE pursuant to a Commission-approved OATT.<sup>6</sup> NSTAR Companies note that they are affiliated with a regulated local gas distribution company, NSTAR Gas Company (NSTAR Gas). They commit that this affiliation will not be used to deny, delay, or require unreasonable terms, conditions, or rates for gas supplies to a potential electric competitor.<sup>7</sup> Aside from NSTAR Gas,

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<sup>4</sup> Alcan Power Marketing, Inc. FERC Electric Tariff No. 1, First Revised Sheet Nos. 1-3 (supersedes Original Sheet Nos. 1-3)

<sup>5</sup> *Competitive Utility Services Corp.*, 79 FERC ¶ 61,042 (1997).

<sup>6</sup> *Atlantic City Electric Company*, 77 FERC ¶ 61,144 (1996).

<sup>7</sup> *Citing Louisville Gas & Elec. Co.*, 62 FERC ¶ 61,016 at 61,148 (1993).

NSTAR Companies state that they do not own or control any key input that would allow them to erect barriers to entry. Lastly, NSTAR Companies state that they have complied with the Commission's requirements regarding affiliate abuse. They state that MATEP's market-based rate tariff includes a code of conduct that sets forth measures to protect against the potential for affiliate abuse or self-dealing and that the NSTAR Companies must abide by that code of conduct.

10. Cadillac Renewable Energy LLC (Cadillac) submitted a market power analysis to demonstrate that it lacks generation market power. Cadillac owns 717.6 MW in the Midwest Independent System Operator (Midwest ISO) market. Cadillac further states that neither it nor its affiliates owns or controls transmission facilities, other than those for interconnection to the grid, can erect barriers to entry, or is affiliated with any franchised public utility. Cadillac has filed revised market-based rate tariffs to include the Commission's market behavior rules and change in status reporting requirement, allow the resale of firm transmission rights and ancillary services, and to remove its code of conduct.

11. Chandler Wind Partners, LLC (Chandler), Foote Creek II, LLC (Foote II), Foote Creek III, LLC (Foote III), Foote Creek IV, LLC (Foote IV), and Ridge Crest Wind Partners, LLC (Ridge Crest) (collectively, the Caithness Western Group) state that they own a total of 75 MW of generation capacity and these facilities were constructed after July 9, 1996 and that, under section 35.27 (a) of the Commission's regulations,<sup>8</sup> they need not demonstrate any lack of generation market power. The Caithness Western Group also states that neither they nor their affiliates own or control transmission facilities in the relevant geographic markets, other than those to interconnect to the grid, that they cannot erect barriers to entry, and that neither they nor any of their affiliates are public utilities with a franchised service territory. The Caithness Western Group have also filed revised market-based rate tariffs<sup>9</sup> to include the Commission's market behavior

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<sup>8</sup> 18 C.F.R. § 35.27 (2005).

<sup>9</sup> Chandler Wind Partners, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1 and Original Sheet Nos. 2-3; Foote Creek II, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1; Foote Creek III, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1; Foote Creek IV, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1 and Original Sheet Nos. 2-3; Ridge Crest Wind Partners, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1 and Original Sheet Nos. 2-3.

rules and change in status reporting requirement, and to correct the affiliate sales language to be consistent with Commission standards.<sup>10</sup>

12. Competitive Energy Services, LLC (CES) states that neither it nor its affiliates owns or controls generation or transmission facilities, that they cannot erect barriers to entry, and that they are not affiliated with an electric utility that has a franchised service territory.

13. Conastota Windpower LLC (Conastota), CHI Power Marketing, Inc. (CHI), and Western New York Wind, Corp. (Western) have submitted a generation market power analysis, which indicates that they lack generation market power. Conastota, CHI, and Western own a total of 90.6 MW in the New York Independent System Operator (NYISO) market. Conastota, CHI, and Western also state that neither they nor their affiliates own or control transmission facilities, other than those to interconnect to the grid, that they cannot erect barriers to entry, and that that they are not a franchised public utility and are not an affiliate of any franchised public utility. Conastota, CHI, and Western have filed revised market-based rate tariffs to include the Commission's market behavior rules and change in status reporting requirement, and to correct the affiliate sales prohibition language.<sup>11</sup>

14. Desert Power L.P. (Desert Power) states that all the generation controlled or owned by it and its affiliates falls under section 35.27 of the Commission's regulations, and thus they need not demonstrate a lack of generation market power in the PacifiCorp control area, where Desert Power and its affiliates own 83.4 MW of generation. Desert Power also states that neither it nor its affiliates owns or controls any transmission facilities, can erect barriers to entry, or is affiliated with a utility having a franchised electric service territory. Desert Power has filed a revised market-based rate tariff to

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<sup>10</sup> Chandler Wind Partners, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1 and Original Sheet Nos. 2-3; Foote Creek II, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1; Foote Creek III, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1; Foote Creek IV, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1 and Original Sheet Nos. 2-3; Ridge Crest Wind Partners, LLC FERC Electric Tariff, First Revised Vol. No. 1, First Revised Sheet No. 1 and Original Sheet Nos. 2-3.

<sup>11</sup> Conastota Windpower, LLC, FERC Electric Rate Schedule No. 1, First Revised Sheet Nos. 1-3 (Superseding Substitute Original Sheet Nos. 1-3); CHI Power Marketing, Inc., Rate Schedule FERC No. 1, First Revised Sheet No. 1, and Original Sheet Nos. 2-3; Western New York Wind Corp., FERC Electric Rate Schedule No. 1, First Revised Sheet Nos. 1-3 (Superseding Original Sheet No. 1)

include the Commission's market behavior rules and change in status reporting requirement.<sup>12</sup>

15. Energy Coop. of New York, Inc. (ECNY) states that neither it nor its affiliates owns or controls generation or transmission facilities, can erect barriers to entry, or is a public utility with a franchised service territory.

16. Energy West Resources, Inc. (Energy West Resources) states that neither it nor its affiliates owns or controls generation or transmission facilities or can erect barriers to entry, though one of Energy West Resources' affiliates owns a number of intrastate natural gas pipelines. Energy West Resources states that neither it nor its affiliates is a public utility with a franchised service territory. In addition, Energy West Resources has filed a revised market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement.<sup>13</sup>

17. Enjet, Inc. (Enjet) states that neither it nor its affiliates owns or controls generation or transmission facilities, can erect barriers to entry, or is affiliated with any electric utility serving captive customers in a franchised service territory.

18. Fresno Cogeneration Partners, L.P. (Fresno CP) states that it passes the Commission's indicative screens in the California Independent System Operator (CAISO) market, where it owns 25 MW of generation, and thus does not possess generation market power. Fresno CP also states that neither it nor its affiliates owns or controls transmission facilities, other than those to interconnect to the grid, can erect barriers to entry, or is affiliated with an electric utility with a franchised service territory. Fresno CP has filed a revised market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement and to correct the affiliate sales prohibition language.<sup>14</sup>

19. Green Mountain Energy Company (Green Mountain) states that neither it nor its affiliates owns or controls generation or transmission facilities in the United States, can erect barriers to entry, or is affiliated with an electric utility with a franchised service territory.

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<sup>12</sup> Desert Power, L.P. FERC Electric Tariff, Original Volume No., Original Sheets No. 2A-2B.

<sup>13</sup> Energy West Resources, Inc., FERC Electric Tariff No., First Revised Sheet No. 1 (Supersedes Original Sheet No. 1), and Original Sheet Nos. 2-3.

<sup>14</sup> Fresno Cogeneration Partners, L.P. FERC Electric Tariff, Original Vol. No. 1, First Revised Sheet No. 1, and Original Sheet Nos. 2-3.

20. Hafslund Energy Trading LLC (Hafslund) states that neither it nor its affiliates owns or controls any generation or transmission facilities or can erect barriers to entry. Hafslund further states that neither it nor its affiliates has captive customers, and thus they have no ability to engage in preferential affiliate transactions or reciprocal dealings. Hafslund has filed a revised market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement.<sup>15</sup>

21. Lake Benton Power Partners, LLC (Lake Benton) and Storm Lake Power Partners II, LLC (Storm Lake II) own a total of 160.5 MW of generation in the NYISO market and state that they cannot exercise generation market power because they do not possess any uncommitted generation capacity. They also state that they do not own or control transmission facilities, cannot erect barriers to entry, and are not affiliated with an electric utility having a franchised service territory or captive ratepayers. Lake Benton and Storm Lake II have filed revisions to their market-based rate tariffs to include the Commission's market behavior rules and change in status reporting requirement, to allow sales of ancillary services, and to remove their codes of conduct.

22. LS Power Marketing, LLC (LS Marketing) submitted a market power analysis to demonstrate that it lacks generation market power in PJM. LS Marketing states that it does not own or control transmission facilities, other than facilities to interconnect to the region's transmission system, and cannot erect barriers to entry. LS Marketing further states that neither it nor any affiliate has a franchised service area. LS Marketing has filed a revised market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement.<sup>16</sup>

23. Monterey Consulting Associates, Inc. (Monterey) and Thicksten Grimm Burgum, Inc. (Thicksten) state that they do not own or control any generation or transmission facilities, cannot erect barriers to entry, and are not affiliated with any entity that has a franchised service area.<sup>17</sup>

24. NAP Trading and Marketing, Inc. (NAP Trading), Pawtucket Power Associates Limited, L.P. (Pawtucket) and San Joaquin Cogen, L.L.C. (San Joaquin) (together,

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<sup>15</sup> Hafslund Energy Trading LLC First Revised Sheet No. 1, and Original Sheet Nos. 2-3, under Rate Schedule FERC No. 1.

<sup>16</sup> LS Power Marketing, LLC, FERC Electric Tariff, First Revised Volume No. 1, Second Revised Sheet Nos. 1-5 (Superseding Original Sheet No. 1).

<sup>17</sup> We note that both Monterey and Thicksten state that they do not have any other assets or business relationships that would create a potential conflict of interest. We remind both that Rodman D. Grimm's position as owner of both creates an affiliate relationship.

NAPG Companies) state that they pass the Commission's indicative screens in CAISO and ISO-NE markets where they own 48 MW and 66.5 MW respectively. NAPG Companies further state that neither they nor any of their affiliates own or control any transmission facilities or key inputs that would allow them to erect barriers to entry. Finally, neither NAPG Companies, nor any of their affiliates, have a franchised service area for the sale of electricity.<sup>18</sup>

25. National Fuel Resources, Inc. (NFR) and NFR Power state that they pass the Commission's indicative screens for generation market power in the NYISO market where they won 108.1 MW of capacity. NFR and NFR Power further state that neither they nor their affiliates own or control transmission facilities or key inputs that could be used to erect barriers to entry, though they acknowledge that one of their affiliates is engaged in intrastate natural gas transportation within the state of New York. NFR and NFR Power state that neither entity has affiliates that are public utilities with a franchised electric service territory.

26. Niagara Mohawk Power Corporation and New England Power Company (collectively NG Companies) state that they pass the Commission's indicative screens for generation market power in ISO-NE and NYISO market where they own or control 288 MW and 2504 MW respectively. NG Companies state that they cannot exercise transmission market power because the transmission facilities of its parent, National Grid, are under the control of independent system operators with Commission-approved OATTs.<sup>19</sup> NG Companies further state that, while National Grid controls gas pipeline capacity and provides local gas distribution service, they lack the ability to erect barriers to entry, and that there is no concern dealing with affiliate abuse and reciprocal dealing because they are subject to the Commission-approved code of conduct.

27. Nordic Electric, LLC (Nordic Electric), Nordic Energy Barge #1 & Barge #2, LLC (Nordic Barges), and Nordic Marketing, LLC (Nordic Marketing) (collectively Nordic Companies) state that they do not own or control any generation or transmission facilities and cannot erect barriers to entry. Nordic Companies state that they do not have a franchised service area for the sale of electricity to captive customers, but that Nordic Electric holds non-exclusive franchises from a number of municipalities in the southern

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<sup>18</sup> NAP Trading and Marketing, Inc., FERC Electric Tariff, Original Volume No. 1, Revised Sheet No. 1 (Superseding Original Sheet No. 1), and Original Sheet Nos. 2-3. Pawtucket Power Associates Limited Partnership, FERC Electric Tariff, Second Revised Volume No. 1, Revised Sheet Nos. 1-4. (Superseding Substitute Original Sheet Nos. 1-4).

<sup>19</sup> *ISO New England, Inc.*, 100 FERC ¶ 61,287 (2002), *order on reh'g*, 101 FERC ¶ 61, 344 (2002) and *New York Independent System Operator, Inc.*, 97 FERC ¶ 61,118 (2001), *order on reh'g*, 100 FERC ¶ 61,103 (2003).

part of Michigan's Lower Peninsula. Nordic Companies state that neither they nor any of their affiliates has a franchised service area for the sale of electricity to captive customers and that there is no danger of affiliate abuse.

28. People's Electric Corporation (PEC) states it is an electric cooperative corporation controlled by People's Electric Cooperative, which is a public utility primarily engaged in the distribution of electric power and energy. PEC states it acts as a power marketer and does not own or control generation or transmission facilities. PEC states that People's Electric Cooperative owns transmission facilities but has been granted waiver of Order No. 888 until such time as it receives a request for open access transmission service. PEC states that with respect to barriers to entry it or any of its affiliates do not control fuel supplies, the transportation of such supplies or electric equipment suppliers. PEC states that with respect to affiliate abuse it does not make market-based rate sales to its affiliate People's Electric Cooperative. Finally, PEC amended its market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement.<sup>20</sup>

29. ProLiance Energy, LLC (ProLiance), an affiliate of Southern Indiana Gas & Electric Company (Southern Indiana), states that it does not own any generation or transmission facilities and that it has not made any electric market-based rates sales in the past three years. ProLiance states that it satisfies the Commission's standards for market-based rate authority, as there have been no material changes in the facts relied upon since the Commission initially granted ProLiance market-based rate authority or in its subsequent amended authorization granted on September 30, 1999 in Docket No. ER99-4380-000. ProLiance further states that its only affiliate with generation and transmission facilities, Southern Indiana has already been accepted by the Commission.<sup>21</sup> ProLiance has filed a revised market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement.<sup>22</sup>

30. Power Exchange Corporation (Power Exchange) states that it passes the Commission's indicative screens in the CAISO market where it owns 25 MW of generation. Power Exchange also states that neither it nor its affiliates owns or controls transmission facilities, other than those to interconnect to the grid, can erect barriers to

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<sup>20</sup> People's Electric Corporation, FERC Electric Tariff, First Revised Volume No. 1, Original Sheets Nos. 1 through 4.

<sup>21</sup> *Southern Indiana Gas and Electric Company*, Docket No. ER96-2734-004, (May 5, 2005) (unpublished letter order).

<sup>22</sup> ProLiance Energy, LLC, FERC Electric Tariff, Revised Volume No. 1, Substitute Original Sheet No. 1-5 (Superseding Revision No. 1 and Supplement to Rate Schedule FERC No. 1, Revision No. 1).

entry, or is affiliated with an electric utility with a franchised service territory. Power Exchange has filed a revised market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement and to correct the affiliate sales prohibition language.<sup>23</sup>

31. P&T Power (P&T) states that neither it nor its affiliates owns or controls any generation or transmission facilities, can erect barriers to entry, or has a franchised service territory or captive customers. P&T has filed a revised market-based rate tariff to include the Commission's market behavior rules.

32. Rayburn Country Electric Cooperative (Rayburn) states that it lacks generation market power because all of its capacity is committed to its members under long-term contracts. Rayburn states that, although it owns limited transmission and distribution facilities, it has received waiver of Order No. 888 and Order No. 889.<sup>24</sup> Further, Rayburn states that neither it nor its affiliates can erect barriers to entry or engage in affiliate abuse because its cooperative members are the sole owners, so all benefits gained from market-based rates will flow to the member-owners.

33. Sunoco Power Marketing, LLC (Sunoco) states that it lacks generation market power because it passes the Commission's indicative screens in the PJM market, where it owns 225 MW of generation capacity. Sunoco states that neither Sunoco nor its affiliates owns or controls transmission facilities and that, although it is affiliated with Sunoco Pipeline, L.P., and Sunoco Logistics Partners, L.P. (collectively Sunoco P&LP), it cannot erect barriers to entry. Sunoco states that it is not affiliated with any utility with captive customers. Additionally, Sunoco has filed revised sheets that incorporate the Commission's market behavior rules and change in status reporting requirement, and designations in compliance with Order No. 614.

34. Stand Energy Corporation (Stand Energy) states that neither it nor its affiliates owns or controls any generating or transmission facilities. Stand Energy states that, although it is affiliated with an entity engaged in the transportation of natural gas, it cannot erect barriers to entry and that neither it nor its affiliates holds a franchised service territory.

35. STI Capital Company (STI) states that it passes the indicative screen in the PJM market where it owns 44 MW. STI also states that neither it nor its affiliates owns or controls transmission facilities, can erect barriers to entry, or are affiliated with an electric utility that has a franchised service territory or captive customers. STI has filed a

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<sup>23</sup> Power Exchange Corporation FERC Electric Tariff, Original Vol. No. 1, First Revised Sheet No. 1, and Original Sheet Nos. 2-3.

<sup>24</sup> *Soyland Power Coop., Inc., et al.*, 78 FERC ¶ 61,095 (1997).

revised market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement.<sup>25</sup>

36. Strategic Power Management, Inc. (SPM) states that neither it nor its affiliates owns or controls generation or transmission facilities, can erect barriers to entry, or has a franchised service area. SPM included tariff revisions to add the Commission's change in status reporting requirement.<sup>26</sup>

37. Tennessee Power Company (Tennessee) states that neither it nor its affiliates owns or controls any generation or transmission facilities, can erect barriers to entry, or has a franchised service territory for the sale of electricity to captive customers.

38. Texaco Natural Gas Inc. (Texaco Natural Gas) submitted a generation market power analysis, which indicates that Texaco Natural Gas passes the Commission's indicative screens in each of the six control areas where affiliates of Texaco Natural Gas own generation. Texaco Natural Gas's affiliates own 1917 MW in the CAISO market, 193 MW in the Nevada Power control area, 167 MW in the Puget Sound control area, 25 MW in the Entergy control area, and 6 MW in the Southern Companies control area. Texaco Natural Gas states that neither it nor its affiliates own transmission facilities, other than that necessary to interconnect generation facilities to the grid. Texaco Natural Gas states that it is affiliated with entities that own intrastate pipelines and natural gas storage facilities and that it is not affiliated with a utility that has a franchised service territory. Texaco Natural Gas has filed a revised market-based rate tariff to include the Commission's market behavior rules and change in status reporting requirement and to correct the affiliate sales prohibition language.<sup>27</sup>

39. Washington Gas Energy Services, Inc. (Washington Gas) states that it does not own or control any generation or transmission facilities. Washington Gas states that it is affiliated with a natural gas distribution company, but that its relationships with unregulated affiliates are controlled by codes of conduct imposed by state public service commissions and by the Commission under Order No. 2004. Lastly, Washington Gas states that it has no affiliates that are public utilities with a franchised service territory. Washington Gas has filed a revised market-based rate tariff to include the Commission's

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<sup>25</sup> STI Capital Company, FERC Electric Tariff, Original Vol. No. 1, Original Sheet Nos. 2-4.

<sup>26</sup> Strategic Power Management, Inc., FERC Electric Tariff, First Revised Volume No. 1, Second Revised Sheet Nos. 1-5.

<sup>27</sup> Texaco Natural Gas Inc., FERC Electric Tariff No. 1, First Revised Sheet No. 1 (Superseding Original Sheet No. 1) and Original Sheet Nos. 2-4.

market behavior rules and change in status reporting requirement and to correct the affiliate sales prohibition language.<sup>28</sup>

40. United Illuminating Company (United Illuminating) relies on several market power studies for the ISO-NE region that were recently approved by the Commission to demonstrate that it lacks generation market power in the ISO-NE market, where it owns 62 MW of generation capacity. United Illuminating states that it cannot exercise transmission market power, as its transmission facilities are under the control of ISO-NE and service is provided under the ISO-NE's Commission-approved OATT.<sup>29</sup> United Illuminating states that it cannot erect barriers to entry and that there is no risk of affiliate abuse or reciprocal dealing since it does not have captive retail customers. In addition, United Illuminating has included revised tariff sheets to include the Commission's market-behavior rules and change in status reporting requirement and to comply with Order No. 614.<sup>30</sup>

### Notices

41. Notice of Alcan's filing was published in the *Federal Register*, 70 Fed. Reg. 39,765 (2005), with interventions or protests due on or before July 18, 2005. None was filed.

42. Notice of ACES Power Marketing's filing was published in the *Federal Register*, 70 Fed. Reg. 39,763 (2005), with interventions or protests due on or before July 18, 2005. None was filed.

43. Notice of APSI's filing was published in the *Federal Register*, 70 Fed. Reg. 48,117 (2005), with interventions or protests due on or before August 22, 2005. None was filed.

44. Notice of American Cooperative's filing was published in the *Federal Register*, 70 Fed. Reg. 47,189 (2005), with interventions or protests due on or before August 19, 2005. None was filed.

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<sup>28</sup> Washington Gas Energy Services, Inc., FERC Electric Tariff No. 1, First Revised Sheet No.1 (Superseding Original Sheet No. 1), FERC Electric Tariff Original Volume No. 1, Original Sheet Nos. 2-4.

<sup>29</sup> *ISO New England, Inc.*, 100 FERC ¶ 61,287 (2002), *order on reh'g*, 101 FERC ¶ 61, 344 (2002).

<sup>30</sup> The United Illuminating Company, FERC Electric Tariff First Revised Volume No. 2, Original Sheet No. 1-44.

45. Notice of Cadillac's filing was published in the *Federal Register*, 70 Fed. Reg. 51,031 (2005), with interventions or protests due on or before September 2, 2005. None was filed.
46. Notice of Caithness Western subsidiaries filing was published in the *Federal Register*, 70 Fed. Reg. 48,118 (2005), with interventions or protests due on or before August 22, 2005. None was filed.
47. Notice of CHI's filing was published in the *Federal Register*, 70 Fed. Reg. 48,117 (2005), with interventions or protests due on or before August 22, 2005. None was filed.
48. Notice of CES's filing was published in the *Federal Register*, 70 Fed. Reg. 41,001 (2005), with interventions or protests due on or before July 19, 2005. None was filed.
49. Notice of Conastota's filing was published in the *Federal Register*, 70 Fed. Reg. 48,118 (2005), with interventions or protests due on or before August 22, 2005. None was filed.
50. Notice of Continental Electric's filing was published in the *Federal Register*, 70 Fed. Reg. 47,189 (2005), with interventions or protests due on or before August 19, 2005. None was filed.
51. Notice of Desert Power's filing was noticed in the *Federal Register*, 70 Fed. Reg. Fed. 37, 384 (2005), with interventions or protests due on or before June 14, 2005. None was filed.
52. Notice of ECNY's filing was published in the *Federal Register*, 70 Fed. Reg. 39,260 (2005), with interventions or protests due on or before July 15, 2005. None was filed.
53. Notice of Energy West's filing was published in the *Federal Register*, 70 Fed. Reg. 46,161 (2005), with interventions or protests due on or before August 15, 2005. None was filed.
54. Notice of Enjet's filing was published in the *Federal Register*, 70 Fed. Reg. 46,162 (2005), with interventions or protests due on or before August 18, 2005. None was filed.
55. Notice of Fresno CP's filing was published in the *Federal Register*, 70 Fed. Reg. 47,189 (2005), with interventions or protests due on or before August 19, 2005. None was filed.
56. Notice of Green Mountain's filing was published in the *Federal Register*, 70 Fed. Reg. 48,118 (2005), with interventions or protests due on or before August 22, 2005. None was filed.

57. Notice of Hafslund's filing was published in the *Federal Register*, 70 Fed. Reg. 41,217 (2005), with interventions or protests due on or before July 22, 2005. None was filed.
58. Notice of Lake Benton's filing was published in the *Federal Register*, 70 Fed. Reg. 51,031 with interventions or protests due on or before September 2, 2005. None was filed.
59. Notice of LS Marketing's filing was published in the *Federal Register*, 70 Fed. Reg. 47,189, with interventions or protests due on or before August 29, 2005. None was filed.
60. Notice of Monterey's filing was published in the *Federal Register*, 70 Fed. Reg. 44,092 (2005), with interventions or protests due on or before August 5, 2005. None was filed.
61. Notice of the NAPG Companies' filing was published in the *Federal Register*, 70 Fed. Reg. 37,381 (2005), with interventions or protests due on before July 7, 2005. None was filed.
62. Notice of NFR and NFR Power's filing was published in the *Federal Register*, 70 Fed. Reg. 46,834 (2005), with interventions or protests due on or before August 17, 2005. None was filed.
63. Notice of NG Companies filing was published in the *Federal Register*, 70 Fed. Reg. 46,161 (2005), with interventions or protests due on or before August 16, 2005. None was filed.
64. Notices of Nordic Companies' filings were published in the *Federal Register*, 70 Fed. Reg. 47,819, with interventions or protests due on or before August 19, 2005. None was filed.
65. Notice of PEC's filings was published in the *Federal Register*, 70 Fed. Reg. 44,094 (2005) with interventions or protests due on or before August 11, 2005. None was filed.
66. Notice of ProLiance's filing was published in the *Federal Register*, 70 Fed. Reg. 47,189 with interventions or protests due on or before August 19, 2005. None was filed.
67. Notice of PXC's filing was published in the *Federal Register*, 70 Fed. Reg. 47,189 (2005), with interventions or protests due on or before August 19, 2005. None was filed.
68. Notice of P&T's filing was published in the *Federal Register*, 70 Fed. Reg. 46,162 (2005), with interventions or protests due on or before August 18, 2005. None was filed.

69. Notice of Rayburn's filing was published in the *Federal Register*, 70 Fed. Reg. 45,382 with comments, protests, and interventions due on or before August 15, 2005. None was filed.

70. Notice of Sunoco's filing was published in the *Federal Register*, 70 Fed. Reg. 47,189 (2005), with interventions or protests due on or before August 19, 2005. None was filed.

71. Notice of Stand Energy's filing was published in the *Federal Register*, 70 Fed. Reg. 48,118 (2005), with interventions or protests due on or before August 22, 2005. None was filed.

72. Notice of STI's filing was published in the *Federal Register*, 70 Fed. Reg. 41,215 (2005), with interventions or protests due on or before July 27, 2005. None was filed.

73. Notice of SPM's filings was published in the *Federal Register*, 70 Fed. Reg. 52,373, with comments, protests, and interventions due on or before September 13, 2005. None was filed.

74. Notice of TCE's, TCPM's, and TC Hydro's NE filing was Notice in the *Federal Register*, 70 Fed. Reg. 36,931 (2005), with interventions or protest due on or before July 5, 2005. None was filed.

75. Notice of Tennessee's filing was published in the *Federal Register*, 70 Fed. Reg. 36,173 (2005), with interventions or protests due on or before July 5, 2005. None was filed.

76. Notice of Texaco Natural Gas's filing was published in the *Federal Register*, 70 Fed. Reg. 48,117 (2005), with interventions or protests due on or before August 23, 2005. None was filed.

77. Notice of Washington Gas's filing was published in the *Federal Register*, 70 Fed. Reg. 47,191, with interventions or protests due on or before August 18, 2005. None was filed.

78. Notice of Western's filing was published in the *Federal Register*, 70 Fed. Reg. 48,118, with interventions or protests due on or before August 22, 2005. None was filed.

79. Notice of Thicksten's filing was published in the *Federal Register*, 70 Fed. Reg. 44,093 (2005), with interventions or protests due on or before August 10, 2005. None was filed.

80. Notice of United Illuminating's filing was published in the *Federal Register*, 70 Fed. Reg. 48,118 with comments, protests, and interventions due on or before August 22, 2005. None was filed.

## Discussion

81. The Commission allows power sales at market-based rates if the seller and its affiliates do not have, or have adequately mitigated, market power in generation and transmission, and cannot erect other barriers to entry. The Commission also considers whether there is evidence of affiliate abuse or reciprocal dealing.<sup>31</sup> As discussed below, the Commission concludes that the above-captioned entities satisfy the Commission's standards for market-based rate authority.

82. On April 14, 2004, the Commission adopted two indicative screens for assessing generation market power, the pivotal supplier screen and the wholesale market share screen.<sup>32</sup> The above-captioned entities that own or are affiliated with an entity that owns generation have prepared the pivotal supplier and the wholesale market share screens for the markets in which they are located. In addition, many of the above-captioned entities do not have and are not affiliated with an entity that has generation assets. The Commission has reviewed the above-captioned entities' generation market power analyses. Based on the representations of these entities, the Commission finds that the above-captioned entities satisfy the Commission's generation market power standard for the grant of market-based rate authority.

83. We note that Storm Lake I, ProLiance, American Cooperative and Continental Electric are all affiliated with entities that own transmission assets, which are operated pursuant to OATT's on file with the Commission, while the remainder of the above-captioned entities do not own or control transmission facilities, other than those necessary to interconnect to the grid. No intervenor has raised transmission market power concerns with respect to these entities. Accordingly, we find that, based on their representations, the above-captioned entities satisfy the Commission's transmission market power standard.

84. Additionally, based on the representations of the above-captioned entities, the Commission is satisfied that these entities cannot erect barriers to entry. We note, also, that no intervenor has raised concerns regarding barriers to entry. For those entities that are affiliated with an entity that owns or operates an intrastate natural gas pipeline, should those entities or any of their affiliates deny, delay or require unreasonable terms, conditions, or rates for natural gas service to a potential electric competitor in bulk power markets, then that electric competitor may file a complaint with the Commission that

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<sup>31</sup> See, e.g., *Progress Power Marketing, Inc.*, 76 FERC ¶ 61,155 at 61,919 (1996); *Northwest Power Marketing Co., LLC*, 75 FERC ¶ 61,281 at 61,899 (1996); accord *Heartland Energy Services, Inc.*, 68 FERC ¶ 61,223 at 62,062-63 (1994).

<sup>32</sup> *AEP Power Marketing, Inc.*, 107 FERC ¶ 61,018 (April 14 Order), *order on reh'g*, 108 FERC ¶ 61,026 (2004) (July 8 Order).

could result in the suspension of those entities' authority to sell power at market-based rates.<sup>33</sup>

85. Finally, the Commission is concerned with the potential for affiliate abuse and reciprocal dealing. No intervenor has raised affiliate abuse concerns. Based on the representations of the above-captioned entities, we find that they satisfy the Commission's concerns with regard to affiliate abuse.

### **Market-Behavior Rules**

86. As discussed above, some of the above-captioned market-based rate sellers have filed revised tariffs to include the Commission's market-behavior rules. With the exception of the entities discussed below, we accept those tariff revisions herein. The market behavior rules were effective December 17, 2003.<sup>34</sup>

87. The market-based rate sellers listed in Appendix A filed revised tariffs to include the Commission's market-behavior rules, but did not file the correct language. Specifically section 2(b) of their market behavior rules should state, "(...or scheduling non-firm service for products sold as firm)..." Accordingly, we direct these entities, within 30 days of the date of issuance of this order, to revise their market-based rate tariff to include such language, without variation, consistent with the Commission's market behavior rules.<sup>35</sup>

88. The market-based rate sellers listed in Appendix B failed to revise their market-based rate tariffs to include the Commission's market behavior rules. Accordingly, we direct these entities, within 30 days of the date of issuance of this order, to revise their market-based rate tariff to include the Commission's market behavior rules.

### **Change in Status Reporting Requirement**

89. As discussed above, some of the above-captioned market-based rate sellers have filed revised tariffs to include the Commission's change in status reporting requirement,

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<sup>33</sup> *Louisville Gas & Electric Company*, 62 FERC ¶ 61,016 (1993).

<sup>34</sup> *Investigation of Terms and Conditions of Public Utility Market-Based Rate Authorizations*, 105 FERC ¶ 61,218 (2003), *order on red's*, 107 FERC ¶ 61,175 at P 73 (2004).

<sup>35</sup> *Investigation of Terms and Conditions of Public Utility Market-Based Rate Authorizations*, 105 FERC ¶ 61,218 (2003), *order on reh'g*, 107 FERC ¶ 61,175 at P 73 (2004).

and we accept those tariff revisions herein. The change in status reporting requirement was effective March 21, 2005.<sup>36</sup>

90. The market-based rate sellers listed in Appendix C failed to revise their market-based rate tariffs to include the Commission's change in status reporting requirement. Accordingly, we direct these entities, within 30 days of the date of issuance of this order, to revise their market-based rate tariff to include the Commission's change in status reporting requirement.

### **Other Reporting Requirements**

91. Consistent with the procedures the Commission adopted in Order No. 2001, the above-captioned entities are required to file electronically with the Commission an Electric Quarterly Report containing: (1) a summary of the contractual terms and conditions in every effective service agreement for market-based power sales; and (2) transaction information for effective short-term (less than one year) and long-term (one year or greater) market-based power sales during the most recent calendar quarter.<sup>37</sup> Electric Quarterly Reports must be filed quarterly no later than 30 days after the end of the reporting quarter.<sup>38</sup>

92. The above-captioned entities are directed to file an updated market power analysis within three years of the date of this order, and every three years thereafter. The Commission also reserves the right to require such an analysis at any intervening time.

93. In Order No. 664, the Commission stated that it intends to no longer grant waivers of the full requirements of Part 45 in its orders granting market-based rate authority. Rather, persons seeking to hold interlocking positions will be required henceforth to

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<sup>36</sup> *Reporting Requirements for Changes in Status for Public Utilities with Market-Based Rate Authority*, 110 FERC ¶ 61,097 (2005), *order on reh'g*, 111 FERC ¶ 61,413 (2005).

<sup>37</sup> *Revised Public Utility Filing Requirements, Order No. 2001*, 67 Fed. Reg. 31,043 (May 8, 2002), FERC Stats. & Regs. ¶ 31,127 (2002). Required data sets for contractual and transaction information are described in Attachments B and C of Order No. 2001. The Electric Quarterly Report must be submitted to the Commission using the EQR Submission System Software, which may be downloaded from the Commission's website at <http://www.ferc.gov/docs-filing/eqr.asp>.

<sup>38</sup> The exact filing dates for these reports are prescribed in 18 C.F.R. § 35.10b (2004). Failure to file an Electric Quarterly Report (without an appropriate request for extension), or failure to report an agreement in an Electric Quarterly Report, may result in forfeiture of market-based rate authority, requiring filing of a new application for market-based rate authority if the applicant wishes to resume making sales at market-based rates.

comply with the full requirements of Part 45.<sup>39</sup> With respect to an individual who currently is authorized to hold interlocking positions, that individual will not need to refile under the full requirements of Part 45 to continue to hold such interlocking positions (unless and until that individual assumes different or additional interlocking positions).<sup>40</sup> Thus, consistent with Order No. 664, any of the above-captioned entities who previously sought and were granted waiver of the full requirements of Part 45 will be required henceforth to comply with the full requirements of Part 45.

### **Tariff Revisions Outside Scope of Compliance Filings**

94. In addition to filing their updated market power analyses, certain of the above-captioned market-based rate sellers have also submitted tariff revisions outside the scope of the compliance filings directed in this proceeding. Cadillac, Lake Benton, and Storm Lake II removed their codes of conduct; Cadillac and Lake Benton filed revisions to allow the sale of ancillary services; and Cadillac revised its tariff to allow the resale of firm transmission rights. Consistent with the Commission's precedent,<sup>41</sup> these tariff revisions were automatically rejected at the time of filing. Without prejudice to these entities making a separate filing pursuant to section 205 of the FPA, these entities are directed to refile the current version of their tariff within 30 days of the date of issuance of this order, as corrected by the inclusion of the Commission's market behavior rules and change in status reporting requirement.

### **Other**

95. Fresno CP's and P&T's market-based rate tariffs do not specify the ancillary services the applicant intend to provide nor do they restrict sales of those ancillary services to specific markets administered by independent system operators (ISOs). Therefore, we direct Fresno CP and P&T to revise their proposed tariffs, within 30 days of the date of this order, to specify the ancillary services they seek to provide and to identify the ISO's in which it intends to provide each such service.<sup>42</sup>

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<sup>39</sup> *Commission Authorization to Hold Interlocking Positions*, Order No. 664, 70 Fed. Reg. 17,219 (Apr. 5, 2005), 112 FERC ¶ 61,298, at P 34 (2005) (discussing part 45, 18 C.F.R. Part 45 (2005)).

<sup>40</sup> *Id.* P 36.

<sup>41</sup> *FirstEnergy Operating Companies*, 111 FERC ¶ 61,032 (2005).

<sup>42</sup> *See Milford Power Company, LLC, et al.*, 89 FERC ¶ 61,024 (1999); *Calhoun Power Co.*, 96 FERC ¶ 61,056 (2001).

96. APSI, P&T, Sunoco, and SPM have failed to designate and paginate their tariff in compliance with Order No. 614.<sup>43</sup> We direct these entities to file revised tariff in compliance with Order No. 614 within 30 days of the date of issuance of this order.

97. P&T has requested waiver of the code of conduct requirement. We note that because P&T does not have a franchised service area and is not affiliated with a utility with a franchised service territory, P&T is not required to file a code of conduct. However, should P&T become affiliated with an entity with a franchised service territory or obtain captive customers in the future P&T is directed to notify the Commission and we reserve the right to impose the code of conduct requirement.<sup>44</sup>

The Commission orders:

- (A) The updated market power analyses discussed above are accepted for filing.
- (B) The market-based rate sellers listed in Appendix A are directed to revise their market-based rate tariffs, consistent with the Commission's market behavior rules, within 30 days of the date of issuance of this order.
- (C) The market-based rate sellers listed in Appendix B are directed to revise their market-based rate tariffs to include the Commission's market behavior rules, within 30 days of the date of issuance of this order.
- (D) The market-based rate sellers listed in Appendix C are directed to revise their market-based rate tariffs to include the Commission's change in status reporting requirement, within 30 days of the date of issuance of this order.
- (E) The market-based rate sellers listed in Appendix D are directed to make compliance filings, as discussed in the body of this order, within 30 days of the date of issuance of this order.

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<sup>43</sup> *Designation of Electric Rate Schedule Sheets*, Order No. 614, 65 Fed. Reg. 18,221 (Mar. 31, 2000), FERC Stats. & Regs. ¶ 31,096 (2000).

<sup>44</sup> *CES Marketing VI, LLC*, 111 FERC ¶ 61,261 at 62,189-90 (2005).

(F) The section 206 proceeding instituted in Docket No. EL05-111-000 is hereby terminated with regard to the above-captioned entities.

By the Commission.

( S E A L )

Magalie R. Salas,  
Secretary.

**APPENDIX A**

The following market-based rate sellers have submitted revised tariffs to include the Commission's market behavior rules. The market-based rate tariff language proposed by those market-based rate sellers listed below does not comply with the market behavior rules as established by the Commission. Specifically section 2(b) of their market behavior rules should state, "(...or scheduling non-firm service for products sold as firm)..."

Alliance for Cooperative Energy Services Power Marketing LLC  
Alternate Power Source, Inc.  
Cadillac Renewable Energy LLC  
CHI Power Marketing, Inc.  
Conastota Windpower LLC  
Desert Power L.P.  
Energy West Resources, Inc.  
Fresno Cogeneration Partners, L.P.  
Hafslund Energy Trading LLC  
LS Power Marketing, LLC  
NAP Trading and Marketing, Inc.  
P&T Power  
Pawtucket Power Associates Limited, L.P.  
People's Electric Corporation  
Power Exchange Corporation  
San Joaquin Cogen, L.L.C.  
STI Capital Company  
Texaco Natural Gas Inc.  
Washington Gas Energy Services, Inc.  
Western New York Wind Corp.

**APPENDIX B**

The following market-based rate sellers have failed to revise their market-based rate tariffs to include the Commission's market behavior rules.

Alliance For Cooperative Energy Services Power Marketing LLC  
American Cooperative Services, Inc.  
Alternate Power Source, Inc.  
Energy Coop. of New York, Inc.  
Competitive Energy Services, LLC  
Continental Electric Cooperative Services, Inc.  
Monterey Consulting Associates, Inc.  
Nordic Electric, LLC  
Nordic Energy Barge #1 & Barge #2, LLC  
Nordic Marketing, LLC  
Stand Energy Corporation  
Thicksten Grimm Burgum, Inc.  
Tennessee Power Company

**APPENDIX C**

The following market-based rate sellers have failed to revise their market-based rate tariffs to include the Commission's change in status reporting requirement.

Alliance For Cooperative Energy Services Power Marketing LLC

Alternate Power Source, Inc.

Energy Coop. of New York, Inc.

Competitive Energy Services, LLC

Continental Electric Cooperative Services, Inc.

Fresno Cogeneration Partners, L.P.

P&T Power

Stand Energy Corporation

Tennessee Power Company