

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Pat Wood, III, Chairman;
Nora Mead Brownell, Joseph T. Kelliher,
and Suedeem G. Kelly.

Southern Company Services, Inc.

Docket Nos. ER04-554-000
ER03-386-002
ER03-386-004

ORDER ACCEPTING NOTICE OF CANCELLATION AND DISMISSING AS MOOT
REHEARING AND COMPLIANCE FILINGS

(Issued March 25, 2004)

1. On February 13, 2004, Southern Company Services, Inc. (Southern), on behalf of Georgia Power Company (Georgia Power), filed a Notice of Cancellation for an Interconnection Agreement (IA) between Georgia Power and Athens Development Company (Athens). The IA was previously conditionally accepted by the Commission in Docket No. ER03-386-000. The cancellation responds to the request of Athens and is mutually agreed to by both parties.
2. The Commission accepts the Notice of Cancellation and notes that this action moots the pending rehearings filed in Docket No. ER03-386-002, as well as the compliance filing made by Southern in Docket No. ER03-386-004.¹

Background

3. On February 13, 2004, Southern filed with the Commission a Notice of Cancellation of the IA between Georgia Power and Athens Development. The cancellation was at the request of Athens and a letter terminating the IA was included with Southern's filing. Southern requests waiver of the Commission's sixty-day notice requirement for the cancellation to become effective January 4, 2004.
4. The IA was conditionally accepted by the Commission on June 4, 2003.² Rehearing requests were made by Southern, Calpine Corporation, and Municipal

¹Docket No. ER03-386-003 was assigned in error and was subsequently cancelled.

Entities.³ The rehearing requests were tolled. Southern also made a compliance filing for the IA in Docket No. ER03-386-004.

Notices and Responsive Pleadings

5. Notice of the filing was published in the Federal Register, 69 Fed. Reg. 8637 (2004), with comments, protests, and motions to intervene due on or before March 5, 2004. None were filed.

Discussion

6. The unopposed request for cancellation of the IA is granted. Since the Commission grants the request for cancellation of the IA underlying the requests for rehearing in Docket No. ER03-386-002 and the compliance filing in Docket No. ER03-386-004, those proceedings are dismissed as moot.

The Commission orders:

(A) Southern's request for cancellation of the IA is granted effective January 4, 2004, as requested.

(B) The proceedings in Docket Nos. ER03-386-002 and ER03-386-004 are dismissed as moot.

By the Commission.

(S E A L)

Magalie R. Salas,
Secretary.

²Southern Company Services, Inc., 103 FERC ¶ 61,279 (2003).

³ Municipal Entities are Louisiana Energy and Power Authority, Lafayette Utilities System, Electricities of North Carolina, Inc., Piedmont Municipal Power Agency, Municipal Energy Agency of Mississippi, and Cities of Orangeburg and Seneca, South Carolina.