

Transmission Company. That two-year authorization expires on July 11, 2002.

On May 30, 2002, DOE received an application from CMS to renew its authorization to transmit electric energy from the United States to Canada. Further, CMS requests that an electricity export authorization be issued for a 5-year term.

**Procedural Matters:** Any person desiring to become a party to this proceeding or to be heard by filing comments or protests to this application should file a petition to intervene, comment or protest at the address provided above in accordance with section 385.211 or 385.214 of the Federal Energy Regulatory Commission's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with DOE on or before the date listed above.

Comments on the CMS application to export electric energy to Canada should be clearly marked with Docket EA-223-A. Additional copies are to be filed directly with Francis X. Berkemeier, Attorney, 212 W. Michigan Avenue, Jackson, MI 49201 and Karyl M. Lawson, General Counsel, 1021 Main St., Ste. 2900, Houston, TX 77002.

DOE notes that the circumstances described in this application are virtually identical to those for which export authority had previously been granted in FE Order No. EA-223. Consequently, DOE believes that it has adequately satisfied its responsibilities under the National Environmental Policy Act of 1969 through the documentation of a categorical exclusion in the FE Docket EA-223 proceeding.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above or by accessing the FE Home Page at <http://www.fe.de.gov>. Upon reaching the FE Home page, select "Electricity Regulation" and then "Pending Proceedings" from the options menus.

Issued in Washington, DC, on June 4, 2002.

**Anthony J. Como,**

*Deputy Director, Electric Power Regulation, Office of Coal & Power Import/Export, Office of Coal & Power Systems, Office of Fossil Energy.*

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## DEPARTMENT OF ENERGY

[Docket No. EA-267]

### Application to Export Electric Energy; Conectiv Energy Supply, Inc.

**AGENCY:** Office of Fossil Energy, DOE.

**ACTION:** Notice of application.

**SUMMARY:** Conectiv Energy Supply, Inc. (CESI) has applied for authority to transmit electric energy from the United States to Canada pursuant to section 202(e) of the Federal Power Act.

**DATES:** Comments, protests or requests to intervene must be submitted on or before July 8, 2002.

**ADDRESSES:** Comments, protests or requests to intervene should be addressed as follows: Office of Coal & Power Import/Export (FE-27), Office of Fossil Energy, U.S. Department of Energy, 1000 Independence Avenue, SW, Washington, DC 20585-0350 (FAX 202-287-5736).

#### FOR FURTHER INFORMATION CONTACT:

Steven Mintz (Program Office) 202-586-9506 or Michael Skinker (Program Attorney) 202-586-2793.

**SUPPLEMENTARY INFORMATION:** Exports of electricity from the United States to a foreign country are regulated and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e)).

On May 17, 2002, the Office of Fossil Energy (FE) of the Department of Energy (DOE) received an application from CESI to transmit electric energy from the United States to Canada. CESI is a Delaware corporation and is a wholly-owned subsidiary of Conectiv Energy Holding Company which is, in turn, a wholly-owned subsidiary of Conectiv. CESI intends to acquire electric energy from power suppliers in the United States and to export this energy to the Independent Electricity Market Operator in Ontario, Canada, or to other wholesale customers in Canada. CESI does not own or control any electric power generation or transmission facilities and does not have a franchised service area.

CESI proposes to arrange for the delivery of electric energy to Canada over the existing international transmission facilities owned by Basin Electric Power Cooperative, Bonneville Power Administration, Citizen Utilities, Eastern Maine Electric Cooperative, International Transmission Company, Joint Owners of the Highgate Project, Long Sault, Inc., Maine Electric Power Company, Maine Public Service Company, Minnesota Power Inc., Minnkota Power Cooperative, New York Power Authority, Niagara Mohawk

Power Corporation, Northern States Power, and Vermont Electric Transmission Company. The construction, operation, maintenance, and connection of each of the international transmission facilities to be utilized by CESI, as more fully described in the application, has previously been authorized by a Presidential permit issued pursuant to Executive Order 10485, as amended.

#### Procedural Matters

Any person desiring to become a party to this proceeding or to be heard by filing comments or protests to this application should file a petition to intervene, comment or protest at the address provided above in accordance with §§ 385.211 or 385.214 of the Federal Energy Regulatory Commission's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with DOE on or before the date listed above.

Comments on the CESI application to export electric energy to Canada should be clearly marked with Docket EA-267. Additional copies are to be filed directly with Kimberly A. Curry, Bracewell & Patterson, L.L.P., 2000 K Street, NW., Suite 500, Washington, DC 20006-1872 and I. David Rosenstein, Assistant General Counsel, Conectiv Energy, 800 King Street, Post Office Box 231, Wilmington, DE 19801 and K. Stephen Tsingas, Manager, Physical Trading Desk, Conectiv Energy Trading, P.O. Box 6066, Newark, DE 19714-6066.

A final decision will be made on this application after the environmental impacts have been evaluated pursuant to the National Environmental Policy Act of 1969, and a determination is made by the DOE that the proposed action will not adversely impact on the reliability of the U.S. electric power supply system.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above or by accessing the Fossil Energy home page at <http://www.fe.de.gov>. Upon reaching the Fossil Energy home page, select "Electricity Regulation," and then "Pending Proceedings" from the options menus.

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**Anthony J. Como,**

*Deputy Director, Electric Power Regulation, Office of Coal & Power Import/Export, Office of Coal & Power Systems, Office of Fossil Energy.*

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