

new baseload electric powerplant may be constructed or operated without the capability to use coal or another alternate fuel as a primary energy source. In order to meet the requirement of coal capability, the owner or operator of such facilities proposing to use natural gas or petroleum as its primary energy source shall certify, pursuant to FUA section 201(d), to the Secretary of Energy prior to construction, or prior to operation as a base load powerplant, that such powerplant has the capability to use coal or another alternate fuel. Such certification establishes compliance with section 201(a) as of the date filed with the Department of Energy. The Secretary is required to publish a notice in the Federal Register that a certification has been filed. The following owner/operator of a proposed new baseload powerplant has filed a self-certification in accordance with section 201(d).

*Owner:* Grays Ferry Cogeneration Partnership.

*Operator:* Philadelphia United Power Corporation.

*Location:* Philadelphia, PA.

*Plant configuration:* Combined cycle, topping cycle cogeneration.

*Capacity:* 150 megawatts.

*Fuel:* Natural gas.

*Purchasing entities:* PECO Energy Company.

*In-service Date:* October 1, 1997.

Issued in Washington, D.C., March 11, 1996.

Anthony J. Como,

*Director, Office of Coal & Electricity, Office of Fuels Programs, Office of Fossil Energy.*

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#### [FE Docket No. EA-112]

#### Application to Export Electricity USGen Power Services, L.P.

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

**ACTION:** Notice of Application.

**SUMMARY:** USGen Power Services, L.P. (USGen) has requested authorization to export electric energy to Canada. USGen is a marketer of electric energy. It does not own or control any electric generation or transmission facilities.

**DATES:** Comments, protests, or requests to intervene must be submitted on or before April 19, 1996.

**ADDRESSES:** Comments, protests, or requests to intervene should be

addressed as follows: Office of Coal & Electricity (FE-52), Office of Fuels Programs, Fossil Energy, U.S. Department of Energy, 1000 Independence Avenue, S.W., Washington, D.C. 20585-0350.

**FOR FURTHER INFORMATION CONTACT:** Ellen Russell (Program Office) 202-586-9624 or Michael T. Skinker (Program Attorney) 202-586-6667.

**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 March 1, 1995, USGen filed an application with the Office of Fossil Energy (FE) of the Department of Energy (DOE) for authorization to export electric energy to Canada pursuant to section 202(e) of the FPA. USGen neither owns nor controls any facilities for the transmission or distribution of electricity, nor does it have a franchised retail service area. Rather, USGen is a power marketer authorized by the Federal Energy Regulatory Commission (FERC) to engage in the wholesale sale of electricity in interstate commerce at negotiated rates pursuant to its filed rate schedules.

In its application, USGen proposes to sell electric energy to Powerex, a wholly-owned subsidiary of British Columbia Hydro and Power Authority. The electric energy USGen proposes to transmit to Canada would be purchased from electric utilities and Federal power marketing agencies in the United States. USGen asserts that such energy would be surplus to the requirements of the entities from which it would be purchased. USGen would arrange for the exported energy to be wheeled from the selling entities, over existing domestic transmission facilities, and delivered to Powerex over the Bonneville Power Administration's (BPA) 500-kilovolt (kV) line at the U.S.-Canada border near Blaine, Washington. The construction of these facilities previously was authorized by DOE in Presidential Permit PP-10.

#### Procedural Matters

Any persons desiring to be heard or to protest this application should file a petition to intervene or protest at the address provided above in accordance with §§ 385.211 or 385.214 of the Rules of Practice and Procedure (18 CFR 385.211, 385.214). Fifteen copies of

such petitions and protests should be filed with the DOE on or before the date listed above. Additional copies are to be filed directly with: Ms. Sarah M. Barpoulis, USGen Power Services, L.P., 7500 Old Georgetown Road, Suite 1300, Bethesda, MD 20814 AND Mr. Marc Bommersbach, U.S. Generating Company, 100 Pine Street, Suite 2000, San Francisco, CA 94111.

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 (NEPA), 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.

Issued in Washington, DC, on March 11, 1996.

Anthony J. Como,

*Director, Office of Coal & Electricity, Office of Fuels Programs, Office of Fossil Energy.*

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#### Office of Hearings and Appeals

#### Notice of Cases Filed During the Week of January 8 through January 12, 1996

During the Week of January 8 through January 12, 1996, the appeals and applications for exception or other relief listed in the Appendix to this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.

Under DOE procedural regulations, 10 C.F.R. Part 205, any person who will be aggrieved by the DOE action sought in these cases may file written comments on the application within ten days of service of notice, as prescribed in the procedural regulations. For purposes of the regulations, the date of service of notice is deemed to be the date of publication of this Notice or the date of receipt by an aggrieved person of actual notice, whichever occurs first. All such comments shall be filed with the Office of Hearings and Appeals, Department of Energy, Washington, D.C. 20585.

Dated: March 7, 1996.

George B. Breznay,

*Director, Office of Hearings and Appeals.*