

111 FERC ¶ 61,234
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Wabash Valley Power Association, Inc.

Docket Nos. ER04-789-002
ER04-802-003
ER04-1033-001

NOTICE OF FINALITY OF INITIAL DECISION

(May 20, 2005)

1. Take notice that on March 23, 2005, the Presiding Administrative Law Judge (ALJ) issued an Initial Decision finding the rates and terms in Wabash Valley Power Association, Inc.'s Formula Rate Tariff and in certain of its wholesale contracts just and reasonable and not unduly discriminatory or preferential.¹ Briefs on exceptions to the Initial Decision were due on April 22, 2005. No briefs on exceptions have been filed in response to the Initial Decision.

2. Take notice that the Commission has decided not to review the Initial Decision in this proceeding and, pursuant to Rule 708(d) of the Commission's Rules of Practice and Procedure,² the Initial Decision of the ALJ is final.

By Direction of the Commission.

Linda Mitry,
Deputy Secretary.

¹ *Wabash Valley Power Association, Inc.*, 110 FERC ¶ 63,055 (2005).

² 18 C.F.R. § 385.708(d) (2004).