

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Powerex Corporation
(f/k/a British Columbia Power Exchange Corp.)

Docket No. EL03-199-000
(Consolidated with
Docket No. EL03-180-000, *et al.*)

Sempra Energy Trading Corporation

Docket No. EL03-201-000
(Consolidated with
Docket No. EL03-180-000, *et al.*)

ORDER OF CHIEF JUDGE SEVERING PARTIES AND
HOLDING PROCEEDINGS IN ABEYANCE

(Issued November 3, 2003)

1. On October 31, 2003, motions to sever and hold proceedings in abeyance were filed by Powerex Corporation (“Powerex”) and by Sempra Energy Trading Corp. (“Sempra”), requesting that the Chief Judge sever Docket Nos. EL03-199-000, EL03-201-000, respectively, from the consolidated proceedings under Docket Nos. EL03-180-000, *et al.*, and suspend further procedures. As grounds for the requests, Powerex and Sempra state that they have settlements with the Commission which dispose of all issues as they apply to them. The motions are supported by the Commission trial staff.

2. The Chief Judge finds good cause to grant Powerex’s and Sempra’s motions to sever from the consolidated proceedings in EL03-180-000, *et al.*, and to suspend further procedures pending certification of the proposed settlements to the Commission and approval by the Commission, if appropriate. Severance will relieve the filing parties from undertaking formal litigation procedures in the consolidated proceedings and will result in savings of time and resources. Accordingly, for good cause shown, Docket No. EL03-199-000 and Docket No. EL03-201-000 are hereby severed from the consolidated proceeding in Docket No. EL03-180-000, *et al.*, and the procedural schedule as it applies to these dockets is hereby suspended pending action on the proposed settlement agreements.

Curtis L. Wagner, Jr.
Chief Administrative Law Judge